

SENATE JOURNAL
Seventy-first General Assembly
STATE OF COLORADO
First Regular Session

1st Legislative Day

Wednesday, January 11, 2017

Prayer	By the chaplain, Pastor David Almanzar, Cañon Community Baptist Church, Cañon City.
Presentation of Colors	By Colorado Air National Guard, Honor Guard, Buckley Air Force Base, Aurora. Master Sergeant Wolfram M. Stumpf, Tech Sergeant David Brown, Staff Sergeant Greg Johnson, and Senior Airman Matthew Thompson.
Pledge of Allegiance	By Pastor Carl Nelson, Colorado Springs.
Musical Presentation	By The Legacy Quartet, performing "The Star-Spangled Banner", "Battle Hymn of the Republic", and "God Bless America". Members appearing include James Baumgardner, Doug Filter, Norm Huxman, and Steve Taylor.
Call to Order	The hour of 10:00 a.m. having arrived, the Senate of the 71st General Assembly of the State of Colorado, pursuant to law, was called to order by Senator Bill L. Cadman, President of the Senate of the 70th General Assembly of the State of Colorado.

LETTER OF RESIGNATION

October 27, 2016

Ms. Effie Ameen
Secretary of the Colorado State Senate
Colorado General Assembly, State Capitol
200 E. Colfax Avenue
Denver, CO 80203

RE: My resignation from the State Senator position for Senate District 6, effective December 31st, 2016

Dear Ms. Ameen:

As we have discussed previously, this letter is written to you as Secretary of the Colorado State Senate. I hereby tender my resignation as state senator for Senate District 6, as of December 31st, 2016.

It has been a great honor and privilege to serve in this capacity and I am very proud of the work that I've been able to accomplish for my district over the past 6 years. That said, it is time for me to make a change and I am confident that the 6th Senate District vacancy committee will provide the district with a very capable and strong Republican leader to complete my term.

Thank you for all of the great help you and your staff have provided to me while in the Colorado Senate.

Sincerely,
(signed)
Ellen S. Roberts

cc: Senate President Bill Cadman Colorado
Secretary of State Wayne Williams

COMMUNICATIONS FROM THE SECRETARY OF THE STATE

State of Colorado
Department of
State

United States of America, ss. Certificate
State of Colorado

I, Wayne W. Williams, Secretary of State, certify that the attached is a true and exact copy of the Nomination by Vacancy Committee as filed in this office on January 8, 2017 by the Republican 6th Senate District Vacancy Committee, appointing Donald L. Coram to fill the vacancy in the office of Colorado State Senate, District 6, caused by the resignation of the honorable Ellen S. Roberts.

In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver this tenth day of January 2017.

(signed)
Wayne W. Williams
Secretary of State

State of Colorado
Department of
State

United States of America, ss. Certificate
State of Colorado

I, Wayne W. Williams, Secretary of State, certify that the attached is a true and exact copy of the Acceptance of Nomination by Vacancy Committee as filed in this office on January 8, 2017 by Donald L. Coram, accepting the appointment of the Republican 6th Senate District Vacancy Committee to fill the vacancy in the office of Colorado State Senate, District 6, caused by the resignation of the honorable Ellen S. Roberts.

In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver this tenth day of January 2017.

(signed)
Wayne W. Williams
Secretary of State

Roll Call The roll call of the holdover Senators was called with the following result: Present -- Aguilar, Cooke, Donovan, Garcia, Grantham, Guzman, Holbert, Jahn, Kerr, Lambert, Lundberg, Martinez Humenik, Merrifield, Neville, Scott, Sonnenberg -- Total: 16.

COMMUNICATIONS FROM THE SECRETARY OF THE STATE (cont'd)

State of Colorado
Department of
State

United States of America, ss. Certificate
State of Colorado

I, Wayne W. Williams, Secretary of State of the State of Colorado, certify that I have canvassed the "Abstract of Votes Cast" submitted in the State of Colorado, and do state that, to the best of my knowledge and belief, the attached list represents the total votes cast for the members of the Colorado State Senate for the 71st General Assembly by the qualified electors of the State of Colorado in the November 8, 2016 General Election.

In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver this 12th day of December 2016.

(signed)
Wayne W. Williams
Secretary of State

Colorado General Election Results
November 8, 2016

State Senator - District 4

Counties: Douglas

	<u>Vote totals</u>	<u>Percentage</u>
Christina Maria Riegel (DEM)	27,779	30.61%
Jim Smallwood (REP)	62,981	69.39%

State Senator - District 8

Counties: Garfield, Grand, Jackson, Moffat, Rio Blanco, Routt, Summit

	<u>Vote totals</u>	<u>Percentage</u>
Randy L. Baumgardner (REP)	39,526	54.85%
Emily Tracy (DEM)	32,530	45.15%

State Senator - District 10

Counties: El Paso

	<u>Vote totals</u>	<u>Percentage</u>
Mark Anthony Barrionuevo (DEM)	24,430	33.81%
Owen Hill (REP)	47,832	66.19%

State Senator - District 12

Counties: El Paso

	<u>Vote totals</u>	<u>Percentage</u>
Bob Gardner (REP)	45,938	75.30%
Manuel Quintel (LIB)	15,071	24.70%

State Senator - District 14

Counties: Larimer

	<u>Vote totals</u>	<u>Percentage</u>
John Kefalas (DEM)	52,902	61.67%
Hans Hochheimer (REP)	32,886	38.33%

State Senator - District 17

Counties: Boulder

	<u>Vote totals</u>	<u>Percentage</u>
Matt Jones (DEM)	57,649	100.00%

State Senator - District 18

Counties: Boulder

	<u>Vote totals</u>	<u>Percentage</u>
Stephen Fenberg (DEM)	67,799	79.61%
M. Peter Spraitz (REP)	17,370	20.39%

State Senator - District 19			1
			2
Counties: Jefferson			3
			4
	<u>Vote totals</u>	<u>Percentage</u>	5
Laura J. Woods (REP)	37,592	45.97%	6
Rachel Zenzinger (DEM)	39,070	47.78%	7
Hans V. Romer (LIB)	5,112	6.25%	8
			9
State Senator - District 21			10
			11
Counties: Adams			12
			13
	<u>Vote totals</u>	<u>Percentage</u>	14
Dominick Moreno (DEM)	38,428	99.09%	15
Kara Leach Palfy (REP) (Write-In)	352	0.91%	16
			17
State Senator - District 23			18
			19
Counties: Broomfield, Larimer, Weld			20
			21
	<u>Vote totals</u>	<u>Percentage</u>	22
T.J. Cole (DEM)	40,281	42.04%	23
Vicki Marble (REP)	55,528	57.96%	24
			25
State Senator - District 25			26
			27
Counties: Adams			28
			29
	<u>Vote totals</u>	<u>Percentage</u>	30
Jenise May (DEM)	27,678	47.93%	31
Kevin Priola (REP)	30,074	52.07%	32
			33
State Senator - District 26			34
			35
Counties: Arapahoe			36
			37
	<u>Vote totals</u>	<u>Percentage</u>	38
Daniel Kagan (DEM)	42,145	53.48%	39
Nancy A. Doty (REP)	36,666	46.52%	40
			41
State Senator - District 27			42
			43
Counties: Arapahoe			44
			45
	<u>Vote totals</u>	<u>Percentage</u>	46
Jack Tate (REP)	44,169	53.44%	47
Tom Sullivan (DEM)	38,489	46.56%	48
			49
State Senator - District 28			50
			51
Counties: Arapahoe			52
			53
	<u>Vote totals</u>	<u>Percentage</u>	54
Nancy Todd (DEM)	39,143	55.73%	55
James Woodley (REP)	31,096	44.27%	56
			57
State Senator - District 29			58
			59
Counties: Arapahoe			60
			61
	<u>Vote totals</u>	<u>Percentage</u>	62
Sebastian Chunn (REP)	22,503	39.34%	63
Rhonda Fields (DEM)	30,998	54.19%	64
Michele Poague (LIB)	3,698	6.47%	65
			66
			67
			68
			69
			70
			71
			72

State Senator - District 31

Counties: Arapahoe, Denver

	<u>Vote totals</u>	<u>Percentage</u>
Bob Lane (REP)	25,268	30.42%
Lois Court (DEM)	57,793	69.58%

State Senator - District 33

Counties: Denver

	<u>Vote totals</u>	<u>Percentage</u>
Raymon Doane (REP)	12,564	18.05%
Angela Williams (DEM)	57,049	81.95%

State Senator - District 35

Counties: Alamosa, Baca, Bent, Conejos, Costilla, Crowley, Custer, Huerfano, Kiowa, Las Animas, Mineral, Otero, Prowers, Pueblo, Rio Grande, Saguache

	<u>Vote totals</u>	<u>Percentage</u>
Larry W. Crowder (REP)	38,880	59.90%
James W. "Jim" Casias (DEM)	23,358	35.99%
William Stuart Bartley (LIB)	2,668	4.11%

State of Colorado
Department of
State

United States of America, ss. Certificate
State of Colorado

I, Wayne W. Williams, Secretary of State of the State of Colorado, certify that I have canvassed the "Abstract of Votes Cast" submitted in the State of Colorado, and do state that, to the best of my knowledge and belief, the persons listed on the attached list were duly elected to the office of Colorado State Senate by the qualified electors of the State of Colorado in the November 8, 2016 General Election.

In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver this 12th day of December 2016.

(signed)
Wayne W. Williams
Secretary of State

Colorado General Election Results
November 8, 2016

State Senator - District 4

	<u>Vote totals</u>	<u>Percentage</u>
Jim Smallwood (REP)	62,981	69.39%

9428 Mystic Ct.
Parker, CO 80138

State Senator - District 8

	<u>Vote totals</u>	<u>Percentage</u>
Randy L. Baumgardner (REP)	39,526	54.85%

124 Ridgeway Ave.
Hot Sulphur Springs, CO 80451

State Senator - District 10			1
			2
	<u>Vote totals</u>	<u>Percentage</u>	3
Owen Hill (REP)	47,832	66.19%	4
212 E. Madison St.			5
Colorado Springs, CO 80907			6
			7
			8
State Senator - District 12			9
			10
	<u>Vote totals</u>	<u>Percentage</u>	11
Bob Gardner (REP)	45,938	75.30%	12
60 Mobray Ct.			13
Colorado Springs, CO 80906			14
			15
			16
State Senator - District 14			17
			18
	<u>Vote totals</u>	<u>Percentage</u>	19
John Kefalas (DEM)	52,902	61.67%	20
604 Sycamore St.			21
Fort Collins, CO 80521			22
			23
			24
State Senator - District 17			25
			26
	<u>Vote totals</u>	<u>Percentage</u>	27
Matt Jones (DEM)	57,649	100.00%	28
265 Dahlia Dr.			29
Louisville, CO 80027			30
			31
			32
State Senator - District 18			33
			34
	<u>Vote totals</u>	<u>Percentage</u>	35
Stephen Fenberg (DEM)	67,799	79.61%	36
1819 Walnut St.			37
Boulder, CO 80302			38
			39
			40
State Senator - District 19			41
			42
	<u>Vote totals</u>	<u>Percentage</u>	43
Rachel Zenzinger (DEM)	39,070	47.78%	44
7725 Marshall St.			45
Arvada, CO 80003			46
			47
			48
State Senator - District 21			49
			50
	<u>Vote totals</u>	<u>Percentage</u>	51
Dominick Moreno (DEM)	38,428	99.09%	52
5821 Tichy Blvd.			53
Commerce City, CO 80022			54
			55
			56
State Senator - District 23			57
			58
	<u>Vote totals</u>	<u>Percentage</u>	59
Vicki Marble (REP)	55,528	57.96%	60
600 Boulder Ave.			61
Fort Collins, CO 80524			62
			63
			64
State Senator - District 25			65
			66
	<u>Vote totals</u>	<u>Percentage</u>	67
Kevin Priola (REP)	30,074	52.07%	68
12255 Ursula St.			69
Henderson, CO 80640			70
			71
			72

State Senator - District 26

Daniel Kagan (DEM)
52 Cherry Hills Farm Dr.
Cherry Hills Village, CO 80113

Vote totals Percentage
42,145 **53.48%**

State Senator - District 27

Jack Tate (REP)
16255 E. Aberdeen Ave.
Centennial, CO 80016

Vote totals Percentage
44,169 **53.44%**

State Senator - District 28

Nancy Todd (DEM)
11293 E. Harvard Dr.
Aurora, CO 80014

Vote totals Percentage
39,143 **55.73%**

State Senator - District 29

Rhonda Fields (DEM)
1196 Sable Blvd.
Aurora, CO 80011

Vote totals Percentage
30,998 **54.19%**

State Senator - District 31

Lois Court (DEM)
780 Elizabeth St.
Denver, CO 80206

Vote totals Percentage
57,793 **69.58%**

State Senator - District 33

Angela Williams (DEM)
8406 E 35th Ave
Denver, CO 80238

Vote totals Percentage
57,049 **81.95%**

State Senator - District 35

Larry W. Crowder (REP)
777 N County Rd. 102
Alamosa, CO 81101

Vote totals Percentage
38,880 **59.90%**

Credentials Committee On motion of Majority Leader Holbert, and with unanimous consent of the Senate, a committee of three was appointed by the President as the Committee on Credentials. The President appointed Senators Holbert, Chair, Scott, and Garcia as members of the Committee.

The President announced that the Senate would be in recess so that the Committee on Credentials could meet and prepare its report.

Senate in recess. Senate reconvened.

REPORT OF THE COMMITTEE ON CREDENTIALS

January 11, 2017

Mr. President:

Your committee on credentials, to which was referred the list of the members of the Senate for the 71st General Assembly of the State of Colorado, transmitted by the Secretary of State, begs leave to report that the persons named therein constitutes a true and correct list of the members as shown by the election certificate and records in the office of the Secretary of State, and your committee recommends that the list so furnished and read be adopted as the temporary roll call of the Senate of the 71st General Assembly of the State of Colorado.

(signed)
Majority Leader Holbert, Chair
Assistant Majority Leader Scott
Assistant Minority Leader Garcia

On motion of Majority Leader Holbert, the report of the Committee on Credentials was read and adopted by unanimous consent of the Senate.

On motion of Majority Leader Holbert, and with the unanimous consent of the Senate, the President appointed a committee composed of Senators Cooke, Marble, and Kagan to wait upon Chief Justice Nancy Rice of the Colorado Supreme Court and request her to administer the oath of office to the Senators-elect.

The President announced that the Senate would be in recess until the return of the Committee with the Chief Justice Rice.

Senate in recess. Senate reconvened.

Chief Sergeant-at-Arms Frank Lombardi announced the arrival of the Committee and Chief Justice Rice.

Oath of Office The Chief Justice administered the Oath of Office to the Senators-elect.

Senate in recess. Senate reconvened.

Roll Call The roll call of the Senators-elect was called with the following result:
Present: Baumgardner, Coram, Court, Crowder, Fenberg, Fields, Gardner, Hill, Jones, Kagan, Kefalas, Marble, Moreno, Priola, Smallwood, Tate, Todd, Williams, Zenzinger --
Total: 19.

Quorum The President announced a Senate membership of 35 present, 0 absent, and 0 excused and that a quorum was present.

On motion of Majority Leader Holbert, and with the unanimous consent of the Senate, the temporary roll call of the Senate was made the permanent roll call of the Senate.

Election of President On motion of Majority Leader Holbert and seconded by Minority Leader Guzman, Senator Kevin J. Grantham was nominated as President of the Senate.

Majority Leader Holbert moved that the nominations for President of the Senate be closed and that a unanimous vote be cast for Senator Kevin J. Grantham. The motion was adopted by a unanimous vote.

Election of President *pro tempore* On motion of Majority Leader Holbert and seconded by Minority Leader Guzman, Senator Jerry Sonnenberg was nominated as President *pro tempore* of the Senate.

Majority Leader Holbert moved that the nominations for President *pro tempore* of the Senate be closed and that a unanimous vote be cast for Senator Jerry Sonnenberg. The motion was adopted by a unanimous vote.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR17-001 by Senator(s) Holbert, Grantham, Guzman; also Representative(s) Becker K., Duran, Neville P.--Concerning the adoption of the Joint Rules as the temporary Joint Rules of the Seventy-first General Assembly.

On motion of Majority Leader Holbert, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

SR17-001 by Senator(s) Holbert, Grantham, Guzman; --Concerning the temporary Rules of the Senate.

On motion of Majority Leader Holbert, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Election of Secretary On motion of Majority Leader Holbert, Effie Ameen was nominated to serve as Secretary of the Senate during the First Regular Session of the Seventy-first General Assembly. The motion was adopted by a unanimous vote.

Oath of Office The President administered the oath of office to Effie Ameen as Secretary of the Senate.

On motion of Majority Leader Holbert, and with the unanimous consent of the Senate, the President appointed Senators Neville, Coram, and Fenberg as members of the committee to notify the House of Representatives that the Senate was organized and ready for business.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**.

On motion of Majority Leader Holbert, and with the unanimous consent of the Senate, the President appointed Senators Tate, Sonnenberg, and Zenzinger as members of the committee to notify the Governor that the Senate was organized and ready for business.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**.

Senate in recess.

Senate reconvened.

COMMITTEE APPOINTMENTS

November 23, 2016

Mr. Mike Mauer
Director, Legislative Council
200 E Colfax Ave, Room 029
Denver, CO 80202

Dear Mr. Mauer,

Pursuant to Senate rules, the Majority Leader is responsible for determining the size of the Senate committees of reference and for appointing majority members to each of those committees.

For the Seventy-First General Assembly, the sizes of the Senate committees of reference shall be as follows:

Senate Business, Labor and Technology:
4 members of the majority and 3 members of the minority party

Senate Judiciary:
3 members of the majority and 2 members of the minority party

Senate State, Veterans and Military Affairs:
3 members of the majority and 2 members of the minority party

Senate Agriculture, Natural Resources and Energy:
6 members of the majority and 5 members of the minority party

Senate Education:
4 members of the majority and 3 members of the minority party

Senate Health and Human Services:
3 members of the majority and 2 members of the minority party

Senate Local Government:
3 members of the majority and 2 members of the minority party

Senate Transportation:
3 members of the majority and 2 members of the minority party

Senate Finance:
3 members of the majority and 2 members of the minority party

Senate Appropriations:

4 members of the majority and 3 members of the minority party

The members of the Senate Committees of reference for the majority party are as follows:

Senate Business, Labor and Technology

Senator Jack Tate, Chair

Senator Tim Neville, Vice Chair

Senator-elect Kevin Priola

Senator-elect Jim Smallwood

Senate Judiciary

Senator-elect Bob Gardner, Chair

Senator John Cooke, Vice Chair

Senate District 06 Vacancy*

Senate State, Veterans and Military Affairs

Senator Ray Scott, Chair

Senator Vicki Marble, Vice Chair

Senator Jerry Sonnenberg

Senate Agriculture, Natural Resources and Energy

Senator Jerry Sonnenberg, Chair

Senator Randy Baumgardner, Vice Chair

Senator John Cooke

Senator Vicki Marble

Senate District 06 Vacancy*

Senator Ray Scott

Senate Education

Senator Owen Hill, Chair

Senator-elect Kevin Priola, Vice Chair

Senator-elect Bob Gardner

Senator Tim Neville

Senate Health and Human Services

Senator-elect Jim Smallwood, Chair

Senator Beth Martinez Humenik, Vice Chair

Senator Larry Crowder

Senate Local Government

Senator Beth Martinez Humenik, Chair

Senator-elect Bob Gardner, Vice Chair

Senator Larry Crowder

Senate Transportation

Senator Randy Baumgardner, Chair

Senator John Cooke, Vice Chair

Senator Ray Scott

Senate Finance

Senator Tim Neville, Chair

Senator Owen Hill, Vice Chair

Senator Jack Tate

Senate Appropriations

Senator Kevin Lundberg, Chair

Senator Kent Lambert, Vice Chair

Senator-elect Bob Gardner

Senator Jerry Sonnenberg

* Senator Ellen Roberts has announced her resignation from the Senate effective

December 31, 2016. The person selected by the Senate District 06 vacancy committee will fill those committee assignments.

Please let me know if you have any questions.

Respectfully yours,

(signed)

Chris Holbert

Senate Majority Leader

December 16, 2016

Mr. Mike Mauer
Executive Director
Office of Legislative Council
200 E. Colfax Ave., Room 029
Denver, CO 80203

*****REVISED*****

As you know, Senate rules require that as the Minority Leader, I determine the minority party's appointments to the 2017 Legislative Committees of Reference. Below are the appointments.

	<u>Majority</u>	<u>Minority</u>	<u>Committee Size</u>
State Affairs	3	2	5
BLT	4	3	7
Judiciary	3	2	5
Education	4	3	7
HHS	3	2	5
Agriculture	6	5	11
Finance	3	2	5
Local Government	3	2	5
Transportation	3	2	5
Appropriations	4	3	7

Agriculture

Senator Kerry Donovan
Senator Matt Jones
Senator-elect Steve Fenberg
Senator Leroy Garcia
Senator-elect Rhonda Fields

Business, Labor and Technology

Senator Cheri Jahn
Senator Andy Kerr
Senator-elect Angela Williams

Education

Senator Nancy Todd
Senator Michael Merrifield
Senator-elect Rachel Zenzinger

Finance

Senator Andy Kerr
Senator-elect Lois Court

Appropriations

Senator-elect Dominick Moreno
Senator Leroy Garcia
Senator Andy Kerr

911 Oversight, Outage Reporting and Reliability

Senator Irene Aguilar

Behavioral Health Transformation Council

Senator John Kefalas

Health and Human Service

Senator Irene Aguilar
Senator John Kefalas

Judiciary

Senator-elect Daniel Kagan
Senator-elect Rhonda Fields

Local Government

Senator John Kefalas
Senator Kerry Donovan

State Affairs

Senator-elect Lois Court
Senator-elect Steve Fenberg

Transportation

Senator-elect Rachel Zenzinger
Senator Nancy Todd

Board of Ethics for the General Assembly

Senator Leroy Garcia

Capitol Development Committee

Senator John Kefalas

Capitol Building Advisory Committee
Senator Dominick Moreno

CDOT Efficiency and Accountability Committee
Senator Nancy Todd

Health Insurance Exchange Oversight Committee
Senator Irene Aguilar
Senator John Kefalas

Joint Budget Committee
Senator-elect Dominick Moreno

Legislative Audit Committee
Senator Cheri Jahn
Senator-elect Lois Court

School Safety and Youth in Crisis Committee
Senator-elect Rachel Zenzinger
Senator Andy Kerr

Substance Abuse Trend and Response Task Force
Senator Cheri Jahn

Tourism Office Board of Directors
Senator Leroy Garcia

Wildfire Matters Review Committee
Senator Matt Jones
Senator Michael Merrifield

Legislative Council
Senator Lucia Guzman
Senator Leroy Garcia
Senator Andy Kerr
Senator Matt Jones

Committee on Legal Services
Senator Lucia Guzman
Senator-elect Daniel Kagan

Early Childhood and School Readiness Sommittee
Senator Michael Merrifield

Higher Education Advisory Committee
Senator Nancy Todd

Joint Technology Committee
Senator-elect Angela Williams

Mental Illness in the Criminal Justice System
Senator Rhonda Fields

Statewide Internet Portal Authority
Senator Andy Kerr

Statutory Revision Committee
Senator Andy Kerr
Senator-elect Dominick Moreno

Water Resources Review Committee
Senator Matt Jones
Senator Kerry Donovan

Youth Advisory Council
Senator Andy Kerr

I am happy to answer any questions you may have.

Sincerely yours,
(signed)
Lucia Guzman
Senate Minority Leader

Cc: The Honorable Kevin Grantham, Senate President
The Honorable Chris Holbert, Senate Majority Leader
The Honorable Crisanta Duran, Speaker of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Clerk of the House
Dan Cartin, Director of OLLS
Susan Liddle

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January 5, 2017

Mr. Mike Mauer
Executive Director
Legislative Council
200 East Colfax Ave.
Denver, CO 80203

Dear Mr. Mauer,

Pursuant to C.R.S. § 2-3-301, I hereby appoint Senator Kevin Grantham, Senator Chris Holbert, Senator Jerry Sonnenberg, Senator Vicki Marble, and Senator Ray Scott to Legislative Council.

These appointments are effective immediately.

Sincerely,
(signed)
Kevin J. Grantham
Senate President-elect
Colorado Senate

Cc: The Honorable Chris Holbert, Senate Majority Leader
The Honorable Lucia Guzman, Senate Minority Leader
The Honorable Crisanta Duran, Speaker-designee of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
The Honorable Jerry Sonnenberg, Colorado Senate
The Honorable Vicki Marble, Colorado Senate
The Honorable Ray Scott, Colorado Senate
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Chief Clerk, House of Representatives
Mike Mauer, Legislative Council
Dan Cartin, Office of Legislative Legal Services

January 5, 2017

Mr. Mike Mauer
Executive Director
Legislative Council
200 East Colfax Ave.
Denver, CO 80203

Dear Mr. Mauer,

Pursuant to C.R.S. § 2-3-101, I hereby appoint Senator Tim Neville and Senator-elect Jim Smallwood to the Legislative Audit Committee.

These appointments are effective immediately.

Sincerely,
(signed)
Kevin J. Grantham
Senate President-elect
Colorado Senate

Cc: The Honorable Chris Holbert, Senate Majority Leader
The Honorable Lucia Guzman, Senate Minority Leader
The Honorable Crisanta Duran, Speaker-designee of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
The Honorable Tim Neville, Colorado Senate
The Honorable Jim Smallwood, Colorado Senate
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Chief Clerk, House of Representatives
Mike Mauer, Legislative Council
Dan Cartin, Office of Legislative Legal Services

January 4, 2017

Mr. Mike Mauer
Executive Director
Legislative Council
200 East Colfax Ave.
Denver, CO 80203

Dear Mr. Mauer,

Pursuant to C.R.S. 2-3-1702 I am appointing Senator-elect Bob Gardner, Senator Chris Holbert, and Senator John Cooke to the Committee on Legal Services.

These appointments are effective immediately.

Sincerely,
(signed)
Kevin J. Grantham
Senate President-elect
Colorado Senate

Cc: The Honorable Chris Holbert, Senate Majority Leader
The Honorable Lucia Guzman, Senate Minority Leader
The Honorable Crisanta Duran, Speaker-designee of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
The Honorable Bob Gardner, Colorado Senate
The Honorable John Cooke, Colorado Senate
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Chief Clerk, House of Representatives
Mike Mauer, Legislative Council
Dan Cartin, Office of Legislative Legal Services

January 9, 2017

Mr. Mike Mauer
Executive Director
Legislative Council
200 East Colfax Ave.
Denver, CO 80203

Dear Mr. Mauer,

Pursuant to C.R.S. § 2-3-1302, I hereby appoint Senator Randy Baumgardner and Senator Jerry Sonnenberg to the Capitol Development Committee.

These appointments are effective immediately.

Sincerely,
(signed)
Kevin J. Grantham
Senate President-elect
Colorado Senate

Cc: The Honorable Chris Holbert, Senate Majority Leader
The Honorable Lucia Guzman, Senate Minority Leader
The Honorable Crisanta Duran, Speaker-designee of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
The Honorable Randy Baumgardner, Colorado Senate
The Honorable Jerry Sonnenberg, Colorado Senate
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Chief Clerk, House of Representatives
Mike Mauer, Legislative Council
Dan Cartin, Office of Legislative Legal Services

November 29, 2016

Mr. Mike Mauer
Director, Legislative Council
200 E Colfax Ave, Room 029
Denver, CO 80202

Dear Mr. Mauer,

The Senate Majority Caucus hereby appoints Senators Kent Lambert and Kevin Lundberg to the Joint Budget Committee for the Seventy-First General Assembly. This appointment is effective immediately.

Respectfully yours,
(signed)
Chris Holbert
Senate Majority Leader

cc:The Honorable Chris Holbert, Senate Majority Leader
The Honorable Lucia Guzman, Senate Minority Leader
The Honorable Crisanta Duran, Speaker of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
The Honorable Kent Lambert, Colorado Senate
The Honorable Kevin Lundberg, Colorado Senate
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Chief Clerk, House of Representatives
Mike Mauer, Legislative Council
Dan Cartin, Office of Legislative Legal Services

January 5, 2017

Mr. Mike Mauer
Executive Director
Legislative Council
200 East Colfax Ave.
Denver, CO 80203

Dear Mr. Mauer,

Pursuant to C.R.S. § 2-3-1702, I hereby appoint Senator Jack Tate and Senator Beth Martinez Humenik to the Joint Technology Committee. Senator Martinez Humenik will serve as chair.

These appointments are effective immediately.

Sincerely,
(signed)
Kevin J. Grantham
Senate President-elect
Colorado Senate

Cc: The Honorable Chris Holbert, Senate Majority Leader
The Honorable Lucia Guzman, Senate Minority Leader
The Honorable Crisanta Duran, Speaker-designee of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
The Honorable Jack Tate, Colorado Senate
The Honorable Beth Martinez Humenik, Colorado Senate
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Chief Clerk, House of Representatives
Mike Mauer, Legislative Council
Dan Cartin, Office of Legislative Legal Services

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January 9, 2017

Ms. Effie Ameen
Secretary of the Senate
200 East Colfax Ave.
Denver, CO 80203

Dear Secretary Ameen,

Pursuant to Senate Rule 21(b), I hereby appoint President-elect Kevin Grantham and myself to serve on the Senate Services Committee.

Sincerely,
(signed)
Chris Holbert
Majority Leader
Colorado Senate

Cc: The Honorable Kevin Grantham, Senate President Elect
Marilyn Eddins, Chief Clerk, House of Representatives
Mike Mauer, Legislative Council
Dan Cartin, Office of Legislative Legal Services

November 23, 2016

Mr. Mike Mauer
Executive Director
Legislative Council
200 East Colfax Avenue
Denver, Colorado 80203

Dear Mr. Mauer,

Pursuant to C.R.S. § 2-3-901, I hereby appoint Senator Beth Martinez Humenik of Adams County, Colorado to the Statutory Revision Committee effective immediately.

Senator Beth Martinez Humenik replaces Senator Chris Holbert.

Sincerely,
(signed)
Bill L. Cadman
Senate President
Colorado Senate

Cc: The Honorable Chris Holbert, Senate Majority Leader
The Honorable Lucia Guzman, Senate Minority Leader
The Honorable Crisanta Duran, Speaker of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
The Honorable Beth Martinez Humenik, Colorado Senate
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Chief Clerk, House of Representatives
Mike Mauer, Legislative Council
Dan Cartin, Office of Legislative Legal Services

December 6, 20161

Mr. Mike Mauer2

Executive Director3

Legislative Council4

200 East Colfax Avenue5

Denver, Colorado 802036

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Dear Mr. Mauer:9

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The President-elect hereby creates a 5-member Select Committee on Energy and the11

Environment. Pursuant to Senate Rule 22(c) the President-elect appoints the following12

Senators:13

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Senator Ray Scott, chair15

Senator John Cooke, vice chair16

Senator-elect Kevin Priola17

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Pursuant to Senate Rule 22(c), the Minority Leader of the Senate shall appoint two19

members no later than December 30, 2016.20

21

The Select Committee will hold at least three public hearings. The chair shall be22

responsible for establishing the agenda and the schedule for any meeting of the Select23

Committee.24

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The purpose of the Select Committee on Energy and the Environment is to hold hearings26

on a wide range of energy and environmental issues facing Colorado including:27

supporting energy jobs and revenues while also protecting the natural places that make28

Colorado special; the changing regulatory landscape; and pursuing an all-of-the-above29

approach to energy development in Colorado.30

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Sincerely,32

(signed)33

Kevin J. Grantham34

Senate President-elect35

Colorado Senate36

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Cc: The Honorable Chris Holbert, Senate Majority Leader38

The Honorable Lucia Guzman, Senate Minority Leader39

The Honorable Crisanta Duran, Speaker—designee of the House of Representatives40

The Honorable Patrick Neville, House Minority Leader41

The Honorable Ray Scott, Colorado Senate42

The Honorable John Cooke, Colorado Senate43

The Honorable Kevin Priola, Colorado Senate44

Effie Ameen, Secretary of the Senate45

Marilyn Eddins, Chief Clerk, House of Representatives46

Mike Mauer, Legislative Council47

Dan Cartin, Office of Legislative Legal Services48

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December 7, 2016

Mr. Mike Mauer
Executive Director
Office of Legislative Council
200 E. Colfax Ave., Room 029
Denver, CO 80203

Mr. Mike Mauer:

Please be advised that, pursuant to Senate Rule 22(c), I am appointing Senator Lucia Guzman and Senator Matt Jones to serve on the Select Committee on Energy and the Environment effective immediately.

Sincerely,
(signed)
Lucia Guzman
Senate Minority Leader

Cc: The Honorable Kevin Grantham, Senate President
The Honorable Chris Holbert, Senate Majority Leader
The Honorable Crisanta Duran, Speaker of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Clerk of the House
Dan Cartin, Director of OLLS
Susan Liddle

Senate in recess. Senate reconvened.

APPOINTMENTS TO STATUTORY COMMITTEES

Legislative Council	Pursuant to Section 2-3-301, C.R.S., the President and Minority Leader appointed President Grantham and Senators Holbert, Sonnenberg, Marble, Scott, Guzman, Garcia, Kerr, and Jones as members of the Legislative Council Committee.
	Majority Leader Holbert moved that the appointments to the Legislative Council Committee be confirmed.
	A majority of all members elected to the Senate having voted in the affirmative, the motion was adopted .
Legal Services	Pursuant to Section 2-3-502, C.R.S., the President and Minority Leader appointed Senators Gardner, Cooke, Holbert, Guzman, and Kagan as members of the Committee on Legal Services.
	Majority Leader Holbert moved that the appointments to the Committee on Legal Services be confirmed.
	A majority of all members elected to the Senate having voted in the affirmative, the motion was adopted .
Legislative Audit	Pursuant to Section 2-3-101, C.R.S., the President and Minority Leader appointed Senators Neville, Smallwood, Jahn, and Court as members of the Legislative Audit Committee.
	Majority Leader Holbert moved that the appointments to the Legislative Audit Committee be confirmed.
	A majority of all members elected to the Senate having voted in the affirmative, the motion was declared adopted .

Capital Development	The President and Minority Leader appointed Senators Baumgardner, Sonnenberg, and Kefalas as members of the Capital Development Committee.	1 2 3
	Majority Leader Holbert moved that the appointments to the Capital Development Committee be confirmed.	4 5 6
	A majority of all members elected to the Senate having voted in the affirmative, the motion was declared adopted .	7 8 9
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		11
	On motion of Majority Leader Holbert, and with the unanimous consent of those elected to the Senate, the Senate stood in recess to hear the opening day remarks of Senate President Kevin J. Grantham and Senate Minority Leader Lucia Guzman.	12 13 14 15
	The text of President Grantham's remarks follow.	16 17
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	Senate in recess.	21 22 23
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	We, the people of Colorado, with profound reverence for the Supreme Ruler of the Universe, in order to form a more independent and perfect government; establish justice; insure tranquillity; provide for the common defense; promote the general welfare and secure the blessings of liberty to ourselves and our posterity, do ordain and establish this constitution for the State of Colorado.	26 27 28 29 30
		31
	The preamble to the Constitution of the State of Colorado. Those words were penned by our State Founding Fathers just a little over 140 years ago. Those words laid the foundation for a Bill of Rights and Constitution that has governed this state ever since. While the document itself has undergone numerous changes and additions, these words remain untouched and untainted over that span of time.	32 33 34 35 36
		37
	Good words. Words that stand the test of time. And why wouldn't they? After all they closely resemble the preamble of our US Constitution, which also continues to stand the test of time.	38 39 40
		41
	On this day, prayers have been lifted, songs have been sung, pledges have been recited, and oaths have been uttered to honor the nation, the state, and the documents in which these words are found.	42 43 44
		45
	On this day, we also honor those among us without whom none of us could be here. For my part, I would first like to recognize and thank my wife, Caroline. Thank you for all of your tireless support of me all these years! Please welcome her and my children and grandchildren.	46 47 48 49
		50
	I would also like to recognize my parents, and all of my brothers, sisters, nephews and nieces who could make it here for this day.	51 52
		53
	Let's also show our appreciation for our guests who made the ceremonies this morning very special for all of us: The Colorado National Guard Color Guard, my pastor, David Almanzar, Carl Nelson, and The Legacy Quartet with those stirring renditions of our National Anthem, Battle Hymn, and God Bless America. Thank you all.	54 55 56 57
		58
	Thank you also to President Cadman and Majority Leader Scheffel for your leadership, guidance, mentorship, and so much else. You both leave big shoes to fill and this institution is truly worse off in your absence. You will be sorely missed and we thank you both for your service to this great State.	59 60 61 62
		63
	And to you, Senator Guzman, and your entire leadership team, thank you for stepping up to take on the difficult task of leadership in this chamber. Your gentle spirit and smile are always a welcome respite from the partisan storms that we often encounter. Thank you, Senator.	64 65 66 67
		68
	Thank you, and welcome, to all of the Senators of the 71st General Assembly, all of the holdovers, the crossovers, the do-overs, our re-elected members and our two new members: Senators Fenberg and Smallwood.	69 70 71 72

And last but not least, will all of the spouses or significant others of our Senators please stand and remain standing. Thank you to each and every one of you for the sacrifices you make every day so that we can be here to serve this state and the people of Colorado. Thank you!

We the people!

Words that still ring with authority! That we still say with reverence! That still ring with the truth of what they represent! Words that acknowledge those who truly represent the power of this government. We the people. Not this legislature. Not the executive or judicial branches, but we the people.

The very first section and many of the subsequent sections of our Colorado Bill of Rights lays out this principle very plainly, that it is we the people.

'Section 1. Vestment of political power. All political power is vested in and derived from the people; all government, of right, originates from the people, is founded upon their will only, and is instituted solely for the good of the whole.'

Section 2 says 'the people of this state have the sole and exclusive right of governing themselves, as a free, sovereign, and independent state...'

Section 3 guarantees 'All persons have certain natural, essential and inalienable rights...' including the right of 'defending their lives and liberties; of acquiring, possessing and protecting property...'

Section 4 guarantees the people the right to 'The free exercise and enjoyment of religious profession and worship, without discrimination, shall forever hereafter be guaranteed; and no person shall be denied any civil or political right, privilege or capacity, on account of his opinions concerning religion.'

Section 13 guarantees our right 'to keep and bear arms in defense of home, person and property'

These and so many of the other sections of our Bill of Rights pay homage to the truths for which the Founders of our state and our nation fought, but that we sometimes take for granted. Self-evident truths, the truth that all men are created equal, that they are endowed by their creator with certain unalienable rights like life, liberty, and the pursuit of happiness.

Rights of the people, by the people, for the people. Rights that preserve and protect the dignity and the supremacy of the individual in our uniquely wonderful system: this constitutional, representative, republican form of government. A government which derives its power from the people. It is that elevation of the uniqueness and dignity of the individual that results in foundational principles such as due process and the rule of law, private property rights, self-defense, freedom in the home and workplace, freedom from a government that must inject itself into the most minute recesses of our lives thru abusive rules and regulation.

It is to this end that we strive: to preserve and protect the God-given rights of the individual, the we in we the people, not to grant them, but to fight to ensure them. To fight on their behalf for things like:

- Relief from burdensome, complex taxes
- Relief from the oppressive regulatory burdens placed on the people and businesses of all sizes
- Working towards greater accountability for state agencies in their rule creation process
- Creating more opportunities for parental choice in education
- Equality in school funding
- Reprioritizing state budget obligations into truly core governmental functions
- Reaffirming our commitment to protect the taxpayer...the People... from the heavy hand of government reaching into their pockets for more money without their direct permission.

For many of these we may find common ground across the aisle. For others we may not. But that's okay. There will be discussion. There will be dialogue.

We have already shown over the last two years that working together is not an impossibility. In 2015, we all came together--Republicans and Democrats, Senate and House--to send 367 pieces of legislation to the governor. In 2016, we again came together to send 387 bills to the governor for his signature. Not all bills will make it there, but the discussion continues, the dialogue goes on, and the republic survives.

We have demonstrated in a remarkable fashion our ability to work together on all those areas where we share common interests and goals. We can do it again!

Perhaps one of the most ominous issues facing us today that resonates with both sides of the aisle and to our constituents in all 35 Senate Districts is the problem of the deteriorating condition of our transportation infrastructure and funding to significantly address the problem. The problem is recognized by all. The need to address it is agreed to by all. How to address it remains a topic of discussion and debate. But that discussion is happening and continues to happen.

Our current road and highway infrastructure needs exceed \$9 Billion including \$3.5 Billion in shovel ready projects on the priority list awaiting funding. With such a significant number of projects waiting for us to act and with such a steep initial price tag to get them started, some creative solutions may be called for...but solutions that respect the priorities on both sides of the aisle and most importantly, the wishes and will of the Colorado taxpayer and voter.

Getting most of these projects underway in a timely manner will require the ability to leverage our revenue streams through Revenue Anticipation Notes, or Bonds. These will require consistent future revenue streams that can be committed to the repayment of the bonds. With the help of our Transportation Committee Chair, Senator Baumgardner (R-Hot Sulphur Springs), we are dedicated to working with the leadership and members of the House of Representatives to arrive at solutions that we can present to the voters of Colorado – solutions that will hold faith with the taxpayers of Colorado and their desire for accountability for their dollars. We must demonstrate to them that, if we are going to ask them for permission to go into debt to fund these projects, and if we are going to ask them for more out of their own pockets to fund these bond payments, then we must also demonstrate the commitment to reprioritize the dollars they've already entrusted to us by dedicating existing general fund money...if this is truly a priority. There are yet many details to work out but the potential is great this session for a truly bi-partisan solution to our roads and highway infrastructure funding.

This is not the only area in which we can find bipartisan solutions to a significant problem here in this state: the other is the problem of construction litigation reform and attainable housing.

Years ago, Colorado officials passed a law that makes it nearly impossible to afford new condos, townhomes, and other multi-family housing units. We in this 71st General Assembly have inherited this problem – and we must solve it.

Coloradans agree we must fix this problem and put petty politics behind us to do it. 14 local communities have already passed laws to fix this policy. These are democrats and republicans agreeing to make homeownership easier for our citizens. Speaker of the House Duran and I agree that the General Assembly needs to take the lead with a diverse group who all realize that home ownership is the path to the American dream, and we believe that the few, unreasonable, special interests who oppose the necessary changes will not be able to continue standing in the way of Coloradans who want to own their future by owning their home.

To this end, a diverse and bipartisan group of lawmakers – Senators Scott, Tate, Smallwood, Hill, and Williams, along with Representatives Wist and Garnett -- have taken upon themselves the great task of solving this problem. Again, through this bipartisan collaboration we will be able to solve a problem for all of Colorado.

In addition to these efforts we will also remain committed to reducing the regulatory and bureaucratic hurdles that inhibit business startups, expansions, and relocations. We will continue to work to slow the relentless production of new rules, which average 530 per year, 15,000 pages per year, over the last decade, rules that hamstringing our small businesses across this state.

With this in mind, comes Senator Neville's (R-Littleton) Senate Bill 1, The Regulatory Relief Act of 2017 where we will seek to alleviate the fiscal impact of burdensome regulations on small business. Small businesses will be given a window of time to cure minor operational or administrative violations instead of being immediately issued a fine. The bill will further require the current stakeholder process for rulemaking to solicit input for small businesses on those proposed rules that have potential negative impact on them.

Also to this end, Senator Martinez-Humenik (R-Arvada) is introducing Senate Bill 2. This bill will simplify the rule review process for state agencies by eliminating DORA's scheduling authority and placing reviews on the standardized 3-year timeline. Ultimately, this legislation will simplify the bureaucracy and ensure timely review of the rules that beleaguer small businesses in all four corners of our state.

Other potential efficiencies in government are available to us in some of our larger agencies. In particular it is time for us to shed some of the dead weight of failed government policy. Senator Smallwood (R-Parker) will introduce Senate Bill 3 which will repeal the Colorado Health Care Exchange. This is long overdue.

To help improve access of our Medicaid recipients to their healthcare providers Senator Tate (R-Evergreen) will introduce Senate Bill 4. Current law prohibits Medicaid enrollees from seeing a provider of their choice because a provider cannot bill a Medicaid enrollee for services provided. This bill expands access to health care by permitting individuals enrolled in Medicaid to seek care at a provider that does not accept Medicaid. This enables individuals to bypass waiting periods, receive better quality care, and access specialty care providers.

In regard to the intersection of public safety, education, and our second amendment rights, Majority Leader Holbert (R-Parker) will be introducing Senate Bill 5. Rather than simply arm teachers and other staff, his bill will ask 'how much training is required?' Currently, POST certified law enforcement and private security personnel under contract with a school district or charter school may be armed. POST certification is extensive training, while no training is required for private security. How much training might our county sheriff's provide before district personnel may be armed on a school campus to protect our kids?

That's the question that Senator Holbert seeks to answer with Senate Bill 5.

And with Senator Cooke's (R-Greeley) Senate Bill 6 we will no longer have to tell our 18-20 year old veterans that even though we trust them enough to send them to war to defend us and possibly die for us, that we don't trust them enough to conceal carry in this state. Senate Bill 6 will fix this egregious error.

All of these ideas, all of these bills are concepts that we can come together on. All of these are problems that we can face together and offer the people of Colorado real solutions. Solutions that both sides of the aisle can share in. Solutions in which both sides can participate. Not for ourselves certainly, but for our bosses, our constituents, the citizens of Colorado, '...the People'.

We the people!

This is for whom we work. This is what brings all 35 of us together, all 100 of us together in this 71st General Assembly. We won't always agree, to pretend on this day that we are living that fairy tale does all of us here in this room, and outside of this room, a disservice. But we do agree on some things. Occasionally, we agree on many things! This year, maybe it will only be a few things, but my hope, is that those things that we can and will come together on are of such great import and significance that they will truly benefit all Coloradans. We the people.

These are attainable goals – together. If past performance is indicative of future success, then we already know what great things we can accomplish together. This is my reason for optimism, for hope, in the successes that lie before us in these 120 days.

'We the people' are counting on it! Now it's just time to roll up our sleeves and do it.

Thank you all and God Bless!"

President Grantham recognized Minority Leader Guzman to address the Senate.

Mr. President.

Mr. Majority Leader.

Mr. President Pro Tem.

Mr. Assistant Minority Leader.1

Colleagues, Friends, and Family.2

It is my honor to welcome you all to this chamber, this morning, as we open the 71st3

General Assembly.4

Most of us electeds have had several years of experience serving in the Senate, but we are5

fortunate to welcome eleven newly sworn in members:6

• Senator Don Coram10

• Senator Lois Court11

• Senator Stephen Fenberg12

• Senator Rhonda Fields13

• Senator Bob Gardner14

• Senator Daniel Kagan15

• Senator Dominick Moreno16

• Senator Kevin Priola17

• Senator Jim Smallwood18

• Senator Angela Williams19

• and Senator Rachel Zenzinger20

Please join me in welcoming them to the State Senate.21

When I began my work in the Senate, I entered in May 2010, in the last few months of the22

67th General Assembly. That following January in 2011, I entered the 68th General23

Assembly, followed by the 69th, the 70th, and now the 71st General Assembly.24

As I begin the last years of my Senate career, I cannot help but take a look back at how25

much our state has changed in six years. Colorado’s population was estimated to be26

5,029,324 then, and currently stands at 5,540,545, and growing each month. That’s a 1027

percent increase in six years.28

Six years ago, our unemployment rate was 8.9%, according to the Bureau of Labor29

Statistics. As of November 2016, it had fallen to 3.2% -- among the lowest we have seen30

in years.31

However, let us not forget that as we’ve seen unemployment drop in these six years, we32

have seen sharp increases in homelessness among our students, particularly in the Denver,33

Pueblo, and Mesa County areas.34

Six years ago, there was no Colorado Water Plan. It was in 2013 that the Governor issued35

his Executive Order calling for the Water Conservation Board to create the state’s first36

ever water plan. Coloradans from the north, to the south, to the east, to the west depend on37

this precious resource for everything from their farms to their cities. This living document38

will guide Colorado in protecting and preserving its water for years to come.39

Six years ago, our state budget was \$18.2 billion. Last year’s budget was \$27 billion.40

A civil union was not part of the law six years ago. The legalization of retail marijuana41

had yet to be approved through Amendment 64. The only beer sold in grocery stores was42

the 3.2% kind.43

In these six years, technology has quickly nudged us forward. Entrepreneurs are inspiring44

and creating new tools that are quickly changing our world. Six years ago, you could45

never have imagined ordering a car with just a touch on a screen. Who would have46

thought even six years ago, the 71st General Assembly would be discussing bills relating47

to the operation of self-driving vehicles.48

In these six years, Colorado’s blue collar workforce has gotten older. With that comes the49

need for young people to be trained and step into to fill these jobs. While visiting Pueblo50

Community College’s welding program, I got to see how the school is showing51

Colorado’s young people that you don’t have to attend a four-year college and go into52

debt to get a good paying job. One welding student I met, 18-year-old Brett Salazar, will53

graduate in two years with the skills he needs to succeed, and thanks to the program, will54

enter into a good-paying job at Vestas in Pueblo. Brett’s success shows how important55

trade schools and community colleges are to training young people to replenish our56

retiring workforce.57

We must also be mindful about how advancements in technology like automation are58

rapidly changing what jobs need to be filled. Trade schools and community colleges will59

be important to bridging the gap with the manufacturing world to ensure the “new collar”60

jobs of tomorrow can be filled with skilled workers.61

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Agriculture has changed as well. Thanks to Amendment 64's passage in 2012, farmers in Colorado now grow hemp as a cash crop, with demand growing for its use in making things like paper and clothes. And I know many of you in this chamber have sampled some of Colorado's renowned craft beers. Not only are we ranked third nationwide in craft beer production, but thanks to Colorado farmers, our country is now the world's leading producer of hops, surpassing Germany! One thing that has not changed in farming is the dependence upon the weather.

Today, six years later, I am honored to have been chosen by my colleagues to lead the Senate Democratic Caucus, and honored to work with President Grantham and the Senate Republicans to address the many needs and challenges facing our state.

And those challenges are many.

We have been elected to respond to these challenges, and Coloradans expect nothing less from us. We can no longer neglect the need to fund our crumbling infrastructure, nor fail to address the funding needed to repair and build roads and bridges. The American Road and Transportation Builders Association found 521 of Colorado's bridges to be structurally deficient -- meaning key elements of the structure are considered to be in poor or worse condition! That's over 500 bridges Colorado families drive on that are falling apart. As our population has grown over these past years, we have seen traffic congestion get worse, and our roads fall into further disrepair with more potholes. The people of Colorado should be able to drive their kids to school and drive to work on safe and reliable roads and bridges. Dollars for transportation means putting people back to work in good paying jobs, and making travel safer.

But we cannot accomplish these feats through proposals that would cut deeply into our already underfunded classrooms, and vital services Coloradans depend upon.

Therefore, I urge us to also consider the option of moving the Hospital Provider Fee into an enterprise fund. As you all know, last year every major newspaper editorial board, business chambers of commerce, and rural groups in Colorado came out publicly in support of moving the Hospital Provider Fee into an enterprise fund. This solution was at our fingertips last year, but partisan lines kept us from getting it done.

Moving the Hospital Provider Fee into an enterprise, in fact, honors the voters' intent on TABOR, and would not alter the TABOR cap or raise taxes. It would simply isolate the fee, and remove it from the general fund where it was improperly co-mingled in the first place.

As you know, in the Governor's current proposed budget, we see a \$195 million reduction in hospital provider fee collections. That's \$195 million lost in matching federal dollars to hospitals.

Hospitals in rural parts of our state hugely benefit from the federal supplemental money from the hospital provider fee. Last year, rural hospitals paid \$45,096,427 in Hospital Provider Fee funds, and actually received \$147,542,829 in supplemental federal dollars. These hospitals not only care for so many hardworking families and their children, but they create jobs across the state, allowing hardworking families to stay in the communities they love and call home.

Members: We are not in a position to pick winners and losers by trading the health of our working families for the health of our roads. We can, and should prioritize both, and we have a solution to do that. But we had that solution last year, too. If not this solution, then what? Senate Democrats are willing to listen, but we need to get something done.

Let me remind you, every year, we hear that our legislative session accomplished little. The University of Denver put out a special report on the role and scope and expectations of the state legislature, which implies that there is a belief lawmakers don't know or understand how to work in a bipartisan way to get things done for the people of Colorado. This year, let's work out solutions so we don't have to choose between the health of our working families and the health of our roads.

For our side of the aisle, a major priority will be protecting the progress Colorado has made in being at the forefront of the new energy economy. We have been extremely fortunate to be a nationwide leader on energy issues. This is in part due to the leadership and vision of our state and nationally elected officials, including U.S. Senators Michael Bennet and Cory Gardner, who supported the federal tax credit for wind and solar, making them a viable option in a competitive market. Our utility companies are taking advantage of these opportunities, and I want to give a shout out to some of these companies, including Tri-State and Xcel Energy, who have invested in renewable energy in ways that benefits our environment, communities, and Colorado's economy. Not only are renewables like wind and solar cleaner, but they are cheaper to produce and more efficient.

Companies like Xcel and Tri-State have shown that being profitable companies and being good stewards of the environment absolutely go hand in hand. Let me give you another example.

It would take looking back further than just 6 years to understand and appreciate Colorado's mining history. While there are challenges facing mining industries, Colorado's economy continues to be enhanced by some important mining operations today. I was fortunate and delighted to visit the Climax mine in Leadville recently. The mine began its operations in 1918. Its molybdenum is used mainly in steel alloys, and early operations produced the metal for armored battle vehicles in both World Wars.

Climax is an economic giant in the High Country. Summit and Lake Counties have received millions of dollars in tax revenue from Climax since 2012.

The continuing legacy of excellence in environmental stewardship by Climax was celebrated in August, 2014 with the unveiling of their \$200 million dollar water treatment plant. The treated water is discharged into Ten Mile Creek, which flows into local fisheries and recreation areas. They are at the forefront of water treatment in the national and international mining industry -- proving that mining and care of the environment can stand together. The Climax mine has completed several multi-million dollar environmental restoration projects where land that was previously affected by mining and mineral processing operations have been restored to a condition that mimics the pre-operations habitat, vegetation, and wildlife ecology.

I have invited Dr. Gail Mizner, and her husband, the President of Climax Mine, Michael Kendrick, to be with us today to accept our appreciation. Michael Kendrick is a graduate of the Colorado School of Mines and Denver University, and has shown through the work Climax mine has done, and continues to do, that industry and the environment can work closely together.

Please join me in thanking him for his service to the management of the mine, and for being one of Colorado's finest employers. Michael, please stand.

One of our most important goals is keeping Colorado at the forefront of the new energy economy, as it has been for well over a decade since the passage of Colorado's very own renewable energy standard in 2004. We will support efforts at the state and local levels to conserve our natural environment, and address the economic benefits of wind, solar, and energy efficiency. I would add that there are now more than 62,000 clean energy jobs in Colorado. With the establishment of our Deputy Minority Leader for Conservation, Clean Energy, and Climate Change, we aim to work closely with representatives of all energy industries so we can find bipartisan solutions to the challenges facing Colorado's energy future. We want to be clear: our intention is not to demote oil and gas, but to promote a formidable renewable energy portfolio, and a sustainable, clean natural environment.

That's why we, like the vast majority of Coloradans, will continue to hold strong in defending our public lands and ensuring they stay public. Coloradans value these lands as they are part of our heritage and the very soul of our state, and we will not step away from embracing this value.

Our lands are not for sale. Not even to the highest bidder.

Now, I would like to point to another priority Senate Democrats are taking the lead on, and that is addressing the heroin and opioid epidemic, which is not only affecting our present, but our future as well. In this chamber, there's a good chance the vast majority of you know someone close to you, or in your community, who is battling addiction. In our state, as well as in our entire country, opioid abuse is a serious problem.

The abuse of opioids like heroin, morphine, and prescription pain relieving drugs has been singled out by the Center for Disease Control as one of the top epidemics facing our country. Our state's health department found that overdose deaths from just one kind of opioid painkiller outnumbered all homicides in Colorado in 2015. 259 people died from overdoses of what health officials call "natural" prescription opioids — drugs like hydrocodone and oxycodone. That compares with 205 people who died from homicide.

We are particularly seeing this problem in Southern Colorado. Southern Colorado is home to only 6% of the state's population. Meanwhile however, the region represented 18.1% of heroin treatment admissions in 2014. This is a problem that hurts young people, and tears apart communities. That's why, under the lead of the Assistant Minority Leader, Senate Democrats will be introducing a bill to create a pilot program for Routt and Pueblo counties, two areas experiencing particularly high opioid addiction, to make access to life-saving treatment and care more accessible to those struggling with addiction.

All across this great state of Colorado, there are many challenges. We hear about them, we read about them, and sometimes we experience them firsthand.

Towns losing jobs and people because a mine shuts down or closes.

A farmer's crop is lost because a flooding creek erodes the land, and takes away the floodgate.

A rural school lacks science and math teachers.

A family grieves the early death of a child killed by a drunk driver.

Families lack healthcare, and are not able to afford the costs of keeping their families on quality health insurance.

But in Colorado, there are many resources to fight the challenges. 35 of them are sitting in this chamber. Some of a community's greatest assets are its leaders. Leader who listen, who hear the cries of their people or their land. You all are those resources, and I am proud to serve with you.

I started this speech by looking back, and I want to end it by looking back a little further than six years ago.

The class of 1964. That's my graduating high school class. 43 of us spent 12 years together. Some are gone now. Royce was the first to leave us soon after graduation. He died in the Vietnam War, fighting for his country. Then came Donnie, the second one to leave us. Donnie had polio, and was born with a cleft palate. He was our class clown. He would catch bullfrogs from the creek and hide them in our English teacher's desk. One day, Donnie told his wife, Margaret, another member of our class, that as he looked back on his 24 years, he saw no reason to keep living. He said he had nothing more to give. Then Donnie took his life with his wife helplessly watching.

A few weeks ago, as we were traveling to Taos for Christmas, I received a message from the daughter of one of my best friends, Mary Ellen. Mary Ellen was at home, moving towards her last hours of life. Her daughter said "She wants to hear your voice." I called Mary Ellen, and I talked about the stuff we did 52 years ago. Looking back to those times, her daughter said, made Mary Ellen smile, though she could no longer speak.

I wondered later, as I walked through the snow, why am I still here? Then it came to me. The Class of '64 gave the world farmers, ranchers, bankers, teachers, preachers, butchers, welders, football coaches, nurses, morticians, town pharmacists, and one State Senator.

I really don't know why I am still here, but I do know this: Royce, Donnie, and Mary Ellen. I live on and work on for them, and their children, and their children's children.

I think that's what each of us is doing here. Working on, going on, for the people of Colorado, and their children, and their children's children.

Senate reconvened.

On motion of Majority Leader Holbert, and with the unanimous consent of those elected to the Senate, the remarks of President Grantham and Minority Leader Guzman were ordered spread upon the pages of the journal.

MESSAGE FROM THE HOUSE

January 11, 2017

Mr. President:

The House has adopted and transmits herewith HJR17-1001.
Pursuant to the resolution, the Speaker has appointed Representatives McLachlan, Chairman, Exum and Navarro

The House has adopted and transmits herewith HJR17-1002.
Pursuant to the resolution, the Speaker has appointed Representatives Kennedy, Chairman, Benavidez and Wist

The House has adopted and returns herewith SJR17-001.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR17-1001 by Representative(s) Becker K., Duran, Neville P.; also Senator(s) Holbert, Grantham, Guzman--Concerning a Joint Session of the House of Representatives and the Senate for the purpose of hearing a message from His Excellency, Governor John Hickenlooper, and appointing a committee to escort the Governor.

On motion of Majority Leader Holbert, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Pursuant to the resolution, the President appointed Senators Priola and Jones to escort the Governor to the State of the State address.

HJR17-1002 by Representative(s) Becker K., Duran, Neville P.; also Senator(s) Holbert, Grantham, Guzman--Concerning a Joint Session of the House of Representatives and the Senate for the purpose of hearing a message from the Chief Justice of the Supreme Court, and appointing a committee to escort the Chief Justice.

On motion of Majority Leader Holbert, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Pursuant to the resolution, the President appointed Senators Gardner and Guzman to escort the Chief Justice to the State of the Judiciary address.

Senate in recess. Senate reconvened.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

- SJR17-002** by Senator(s) Baumgardner and Merrifield, Cooke, Jones; also Representative(s) Singer and Thurlow, Hamner--Concerning the Colorado general assembly's support for the continued research, development, and application of biochar from our forests.
Laid over until Tuesday, January 17, retaining its place on the calendar.
- SJR17-003** by Senator(s) Holbert, Grantham, Guzman; also Representative(s) Buckner, Esgar, Saine, McKean--Concerning the officers and employees of the First Regular Session of the Seventy-first General Assembly.
Laid over one day under Senate Rule 30(b).
- SR17-002** by Senator(s) Holbert, Grantham, Guzman; --Concerning the appointment of officers and employees for the Senate convened in the First Regular Session of the Seventy-first General Assembly.
Laid over one day under Senate Rule 30(c).

INTRODUCTION OF MEMORIALS

The following memorial was read by title and referred to the committee indicated:

- SJM17-001** by Senator(s) Jones and Merrifield; also Representative(s) Hamner and Thurlow--Concerning the need for Congress to fund catastrophic wildfire response costs outside of federal forest management agencies' normal budgets.
Agriculture, Natural Resources, & Energy

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- SB17-001** by Senator(s) Neville T., Cooke, Crowder, Gardner, Grantham, Holbert, Lambert, Lundberg, Marble, Priola, Scott, Smallwood, Sonnenberg; also Representative(s) Neville P.--Concerning methods to alleviate the fiscal impact of state regulations on small businesses, and, in connection therewith, enacting the "Regulatory Relief Act of 2017".
Business, Labor, & Technology
- SB17-002** by Senator(s) Martinez Humenik, Grantham; --Concerning the compulsory review of rules by each principal department, and, in connection therewith, establishing a triennial basis for each review to be conducted.
Business, Labor, & Technology
- SB17-003** by Senator(s) Smallwood; also Representative(s) Neville P.--Concerning the repeal of the "Colorado Health Benefit Exchange Act".
Finance
- SB17-004** by Senator(s) Tate; also Representative(s) Wist--Concerning access by medicaid recipients to nonenrolled medical providers.
Health & Human Services
- SB17-005** by Senator(s) Holbert; also Representative(s) Neville P.--Concerning handgun safety training courses for school employees, and, in connection therewith, permitting certain school employees to carry concealed handguns in public schools.
State, Veterans, & Military Affairs
- SB17-006** by Senator(s) Cooke, Holbert, Sonnenberg; also Representative(s) Nordberg--Concerning allowing certain military personnel who are less than twenty-one years of age to obtain a permit to carry a concealed handgun.
Judiciary
- SB17-007** by Senator(s) Marble, Grantham, Holbert, Neville T., Sonnenberg; also Representative(s) Saine and Humphrey--Concerning the repeal of certain provisions concerning ammunition magazines.
State, Veterans, & Military Affairs

SB17-008	by Senator(s) Hill; also Representative(s) Lebsack--Concerning legalizing certain knives. Judiciary	1 2 3
SB17-009	by Senator(s) Crowder; --Concerning an increase in the per-schedule exemption of business personal property. Finance	4 5 6 7
SB17-010	by Senator(s) Kagan; --Concerning the identification of habitual criminals for sentencing purposes. Judiciary	8 9 10 11
SB17-011	by Senator(s) Lambert, Lundberg; also Representative(s) Lawrence, Hamner, Rankin, Young--Concerning the creation of a technical demonstration forum to study solutions to improve transportation access for people with disabilities. Health & Human Services	12 13 14 15 16
SB17-012	by Senator(s) Martinez Humenik; also Representative(s) Lee, Singer--Concerning competency restoration services for defendants deemed incompetent to proceed. Judiciary	17 18 19 20
SB17-013	by Senator(s) Jones; also Representative(s) Danielson and Van Winkle, Ginal, Lontine, Melton, Salazar--Concerning authorization of the board of directors of the fire and police pension association to develop a multi-employer deferred compensation plan document. Finance	21 22 23 24 25
SB17-014	by Senator(s) Baumgardner; also Representative(s) Coram and Becker J.--Concerning a prohibition against the imposition of inspection requirements for underground petroleum storage tanks or the charging of inspection fees for the inspection of underground petroleum storage tanks by a local government. Transportation	26 27 28 29 30 31
SB17-015	by Senator(s) Aguilar; also Representative(s) Pabon--Concerning the unlawful advertising of marijuana. Judiciary	32 33 34 35
SB17-016	by Senator(s) Neville T. and Jahn; also Representative(s) Nordberg--Concerning the optional creation of a child protection team by a county. Health & Human Services	36 37 38 39
SB17-017	by Senator(s) Aguilar; also Representative(s) Singer--Concerning adding stress disorders to the list of debilitating medical conditions for the purposes of the use of medical marijuana. State, Veterans, & Military Affairs	40 41 42 43
SB17-018	by Senator(s) Moreno, Kerr, Tate; also Representative(s) Arndt, Thurlow--Concerning a correction to an amending clause in Senate Bill 16-146 related to the repeal of part 14 of article 4 of title 25. State, Veterans, & Military Affairs	44 45 46 47 48
SB17-019	by Senator(s) Martinez Humenik; also Representative(s) Singer--Concerning increasing medication consistency for persons with mental illness in the criminal and juvenile justice systems. Judiciary	49 50 51 52 53
SB17-020	by Senator(s) Cooke; also Representative(s) Melton and Ginal--Concerning the establishment of a uniform approval standard for fire and police pension association statewide plan elections. Finance	54 55 56 57 58
SB17-021	by Senator(s) Martinez Humenik; also Representative(s) Singer--Concerning reentry services for persons with mental illness in the criminal justice system, and, in connection therewith, making an appropriation. Judiciary	59 60 61 62 63
SB17-022	by Senator(s) Donovan; --Concerning the coordination of economic assistance for rural communities experiencing certain significant economic events that have led to substantial job loss in those communities, and, in connection therewith, authorizing the department of local affairs to coordinate nonmonetary assistance and award grant money to assist rural communities with job creation or retention. Finance	64 65 66 67 68 69 70
SB17-023	by Senator(s) Gardner; --Concerning the "Revised Uniform Athlete Agents Act (2015)". State, Veterans, & Military Affairs	71 72

- SB17-024** by Senator(s) Fields; also Representative(s) Young--Concerning the hearsay exception for persons with an intellectual and developmental disability when a defendant is charged with a crime against an at-risk person.
Judiciary
- SB17-025** by Senator(s) Holbert and Baumgardner; also Representative(s) Singer--Concerning the development of marijuana education materials.
Business, Labor, & Technology
- SB17-026** by Senator(s) Sonnenberg; also Representative(s) Arndt--Concerning requirements governing implementation of the state engineer's functions, and, in connection therewith, restructuring the fee that the state engineer may charge for rating certain types of water infrastructure, repealing certain requirements, and updating language in the statutes regarding the division of water resources.
Agriculture, Natural Resources, & Energy
- SB17-027** by Senator(s) Court; also Representative(s) Melton--Concerning an increase in the penalty for text messaging while operating a motor vehicle.
State, Veterans, & Military Affairs
- SB17-028** by Senator(s) Gardner; also Representative(s) Nordberg--Concerning the promotion of healthy families through the sharing of information related to investigations of child abuse or neglect between departments of human services and military installations when a person affiliated with the military installation is involved with the investigation.
Health & Human Services
- SB17-029** by Senator(s) Kerr; also Representative(s) Pettersen--Concerning increasing the funding for preschool through twelfth grade public education, and, in connection therewith, increasing the funding for full-day kindergarten and requiring the secretary of state to submit a ballot question to authorize the state to retain and spend for preschool through twelfth grade public education any state revenues above the excess state revenues cap approved by the voters in 2005.
State, Veterans, & Military Affairs
- SB17-030** by Senator(s) Baumgardner, Moreno, Sonnenberg; --Concerning the exemption from the schedules of controlled substances any anabolic steroid that is administered through injection into nonhuman species.
Agriculture, Natural Resources, & Energy
- SB17-031** by Senator(s) Tate, Kerr, Moreno; also Representative(s) Arndt, Thurlow--Concerning the scheduled repeal of reports by the department of corrections to the general assembly.
Judiciary
- SB17-032** by Senator(s) Merrifield; --Concerning a change to how certain qualified persons may gain access to the prescription drug monitoring program.
Judiciary
- SB17-033** by Senator(s) Aguilar; also Representative(s) Lawrence--Concerning the authority of a professional nurse to delegate dispensing authority for over-the-counter medications.
Health & Human Services
Business, Labor, & Technology
- SB17-034** by Senator(s) Jones and Lundberg, Kefalas; also Representative(s) Foote and McKean--Concerning extension of the period following the declaration by the governor of a disaster emergency in a county within which the board of county commissioners of the county may transfer county general fund money to the county road and bridge fund for the purposes of disaster response and recovery.
Local Government
- SB17-035** by Senator(s) Sonnenberg; --Concerning tampering with equipment associated with oil and gas gathering operations.
Agriculture, Natural Resources, & Energy
- SB17-036** by Senator(s) Scott; also Representative(s) Arndt and Becker J.--Concerning the appellate process governing a district court's review of final agency actions concerning groundwater.
Agriculture, Natural Resources, & Energy
- SB17-037** by Senator(s) Fenberg; --Concerning data-gathering at voter service and polling centers in certain counties during each general election.
State, Veterans, & Military Affairs

SB17-038	by Senator(s) Todd; --Concerning the regulation of home inspectors. State, Veterans, & Military Affairs	1 2 3
SB17-039	by Senator(s) Lundberg, Holbert, Lambert, Marble, Neville T.; --Concerning the creation of income tax credits for nonpublic education. Finance	4 5 6 7
SB17-040	by Senator(s) Kefalas, Gardner; also Representative(s) Pabon--Concerning public access to files maintained by governmental bodies. State, Veterans, & Military Affairs	8 9 10 11
SB17-041	by Senator(s) Priola, Holbert; also Representative(s) Hooton and Willett, Thurlow, Pabon, Herod--Concerning employment contracts for certain positions at institutions of higher education. Education	12 13 14 15 16
SB17-042	by Senator(s) Guzman and Donovan; --Concerning the repeal of existing restrictions on the ability of a local government to provide certain electronic communications services. Business, Labor, & Technology	17 18 19 20
SB17-043	by Senator(s) Moreno and Hill; also Representative(s) Pabon and Neville P.--Concerning eliminating the requirement for a medical certificate for drivers of personal vehicles who provide transportation services for transportation network companies. Business, Labor, & Technology	21 22 23 24 25
SB17-044	by Senator(s) Kerr, Moreno, Tate; also Representative(s) Arndt, Thurlow--Concerning the scheduled repeal of reports by the department of regulatory agencies to the general assembly. Business, Labor, & Technology	26 27 28 29 30
SB17-045	by Senator(s) Grantham and Williams A.; also Representative(s) Duran and Wist--Concerning a requirement for equitable allocation of the costs of defending a construction defect claim. Business, Labor, & Technology	31 32 33 34 35
SB17-046	by Senator(s) Tate, Kerr, Moreno; also Representative(s) Arndt, Thurlow--Concerning the modernization of procedures pertaining to warrants and checks not yet presented to the state treasurer for payment. Finance	36 37 38 39 40
SB17-047	by Senator(s) Coram; --Concerning additional incentives for the beneficial use of Colorado waste tires. Agriculture, Natural Resources, & Energy	41 42 43 44
SB17-048	by Senator(s) Cooke; --Concerning requiring an officer to arrest an offender who escapes from an intensive supervision program in the department of corrections. Judiciary	45 46 47 48
SB17-049	by Senator(s) Gardner; also Representative(s) Lundeen--Concerning exemptions from designated groundwater requirements for certain drains. Agriculture, Natural Resources, & Energy	49 50 51 52
SB17-050	by Senator(s) Cooke; --Concerning the consolidation of grant programs relating to forest management. Agriculture, Natural Resources, & Energy	53 54 55 56 57

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor John W. Hickenlooper were read and assigned to committees as follows:

December 17, 2015

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint and submit for your consideration, the following:

MEMBER OF THE
COLORADO AERONAUTICAL BOARD

for a term expiring December 19, 2019:

Raymond Allen Beck of Craig, Colorado, to serve as a representative of local government in the western slope which operates airports, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/13/2016
Effie Ameen, Secretary of the Senate

Committee on Transportation

June 20, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint and submit to your consideration, the following:

MEMBER OF THE
COLORADO EDUCATIONAL AND CULTURAL
FACILITIES AUTHORITY BOARD OF DIRECTORS

for a term expiring June 30, 2020:

Margaret Henry of Brighton, Colorado, a Republican, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/13/2016
Effie Ameen, Secretary of the Senate

Committee on Education

June 15, 20161

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To the Honorable3

Colorado Senate4

Colorado General Assembly5

State Capitol Building6

Denver, CO 802037

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Ladies and Gentlemen:9

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of11

Colorado, I have the honor to designate, reappoint and submit to your consideration, the12

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Ladies and Gentlemen:41

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of43

Colorado, I have the honor to designate, reappoint, and submit to your consideration, the44

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July 21, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint and submit to your consideration, the following:

MEMBERS OF THE
PARKS AND WILDLIFE COMMISSION

for terms expiring July 1, 2020:

Robert William Bray of Redvale, Colorado, as a representative of agriculture and west of the Continental Divide, reappointed;

Michelle Zimmerman of Breckenridge, Colorado, as a representative of a non-profit organization that promotes conservation and recognizes non-consumptive wildlife use, and west of the Continental Divide, reappointed;

Hon. James Vigil of Trinidad, Colorado, as a representative of agriculture, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/13/2016
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

May 20, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint, and submit to your consideration, the following:

MEMBER OF THE
STATE BOARD OF STOCK INSPECTION COMMISSIONERS

for a term expiring May 1, 2020:

Kathie Troudt Riley of Loveland, Colorado to serve as a representative with broad general knowledge of the Colorado livestock industry and shall represent commodity other than confinement and non-confinement cattle industries, with the largest percentage of charged fees, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/13/2016
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

May 23, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBER OF THE
COLORADO WATER CONSERVATION BOARD

for a term expiring February 12, 2018:

James Thomas Yahn of Sterling, Colorado, to serve as a representative of the South Platte drainage basin and as a Republican, and occasioned by the death of Phyllis “Diane” Hoppe of Broomfield, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/13/2016
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

On motion of Majority Leader Holbert, the Senate adjourned until 10:00 a.m., Thursday, January 12, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

2nd Legislative Day Thursday, January 12, 2017

Prayer By Senator Lundberg.

Call to Order By the President at 10:00 a.m.

Roll Call Present--32
Absent--2, Hill, Tate.
Excused--1, Guzman.
Present later--3, Guzman, Hill, Tate.

Quorum The President announced a quorum present.

Pledge By Senator Coram.

Reading of the Journal On motion of Senator Williams, reading of the Journal of Wednesday, January 11, 2017, was dispensed withand the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB17-001, 002, 003, 004, 005, 006, 007, 008, 009, 010, 011, 012, 013, 014, 015, 016, 017, 018, 019, 020, 021, 022, 023, 024, 025, 026, 027, 028, 029, 030, 031, 032, 033, 034, 035, 036, 037, 038, 039, 040, 041, 042, 043, 044, 045, 046, 047, 048, 049, and 050; SJM17-001; SJR17-001, 002, and 003; SR17-001 and 002.

Correctly Engrossed: SR17-001; SJR17-001.

Correctly Revised: HJR17-1001 and 1002.

CONSIDERATION OF RESOLUTIONS

SJR17-003 by Senator(s) Holbert, Grantham, Guzman; also Representative(s) Buckner, Esgar, Saine, McKean--Concerning the officers and employees of the First Regular Session of the Seventy-first General Assembly.

On motion of Senator Holbert, the resolution was read at length and **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

SR17-002by Senator(s) Holbert, Grantham, Guzman; --Concerning the appointment of officers and employees for the Senate convened in the First Regular Session of the Seventy-first General Assembly.

1234

On motion of Senator Holbert, the resolution was read at length and **adopted** by the following roll call vote:

5678

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

9101112131415161718

Senate in recess.

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Swearing in of Senate EmployeesPresident Grantham administered the oath of office to the employees of the Senate of the First Regular Session of the Seventy-first General Assembly wherein the employees swore to uphold the Constitutions of the United States and of the State of Colorado and to faithfully perform their duties.

242526272829

Senate reconvened.

3031323334

COMMITTEE APPOINTMENT

353637

January 11, 2017

383940414243

Mr. Mike Mauer
Executive Director
Legislative Council
200 East Colfax Ave.
Denver, CO 80203

444546474849

Dear Mr. Mauer,

50515253545556

Pursuant to C.R.S. § 2-3-901, I hereby appoint Senator Jack Tate and Senator Beth Martinez Humenik to the Statutory Revision Committee.

575859606162636465666768

These appointments are effective immediately.

Sincerely,
(signed)
Kevin J. Grantham
Senate President
Colorado Senate

cc: The Honorable Chris Holbert, Senate Majority Leader
The Honorable Lucia Guzman, Senate Minority Leader
The Honorable Crisanta Duran, Speaker—designee of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
The Honorable Jack Tate, Colorado Senate
The Honorable Beth Martinez Humenik, Colorado Senate
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Chief Clerk, House of Representatives
Mike Mauer, Legislative Council
Dan Cartin, Office of Legislative Legal Service

On motion of Majority Leader Holbert, the Senate adjourned until 8:00 a.m., Friday,
January 13, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

3rd Legislative Day Friday, January 13, 2017

Prayer By the President *pro tempore*, Senator Jerry Sonnenberg.

Call to Order By the President at 8:00 a.m.

Roll Call Present--29
Absent--1, Fields.
Excused--5, Court, Hill, Kagan, Martinez Humenik, Scott.
Present later--3, Fields, Kagan, Martinez Humenik.

Quorum The President announced a quorum present.

Pledge By Senator Coram.

Reading of the Journal On motion of Senator Williams, reading of the Journal of Thursday, January 12, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Engrossed: SJR17-003; SR17-002.
Correctly Enrolled: SR17-001 and SR17-002.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR17-001; SR17-001 and SR17-002.

Senate in recess. Senate reconvened.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR17-004 by Senator(s) Holbert; also Representative(s) Becker K.--Concerning the repeal of Rule No. 27 of the Joint Rules of the Senate and House of Representatives.
Laid over one day under Senate Rule 30(b).

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB17-051 by Senator(s) Fields and Gardner; also Representative(s) Foote--Concerning the rights of crime victims.
Judiciary
State, Veterans, & Military Affairs

SB17-052 by Senator(s) Kerr, Moreno, Tate; also Representative(s) Thurlow, Arndt--Concerning recommendations related to title 22 from the department of education to the statutory revision committee.
Education

SB17-053	by Senator(s) Sonnenberg; --Concerning requirements for asbestos litigation claims. Judiciary	1 2 3
SB17-054	by Senator(s) Court; also Representative(s) Wilson--Concerning voluntary contributions of income tax refunds through the state individual income tax return form, and, in connection therewith, establishing a rotation schedule for funds to appear on the individual income tax return form and removing the requirement that a fund receive a minimum amount of contributions to remain on the form. Finance	4 5 6 7 8 9 10
SB17-055	by Senator(s) Neville T., Crowder, Gardner, Grantham, Holbert, Lambert, Lundberg, Marble, Priola, Scott, Sonnenberg, Tate; also Representative(s) Everett, Becker J., Beckman, Buck, Humphrey, Landgraf, Lawrence, Leonard, Lewis, Liston, Lundeen, McKean, Navarro, Neville P., Nordberg, Rankin, Ransom, Saine, Van Winkle, Willett, Williams D., Wilson, Wist--Concerning the prohibition of discrimination against employees based on labor union participation. Business, Labor, & Technology	11 12 13 14 15 16 17 18
SB17-056	by Senator(s) Kerr, Tate, Moreno; also Representative(s) Arndt, Thurlow--Concerning the scheduled repeal of reports by the department of public health and environment to the general assembly. Health & Human Services	19 20 21 22 23
SB17-057	by Senator(s) Guzman; --Concerning the creation of an enterprise that is exempt from the requirements of section 20 of article X of the state constitution and related statutory provisions to administer a fee-based healthcare affordability and sustainability program for hospitals. Finance	24 25 26 27 28 29
SB17-058	by Senator(s) Baumgardner; also Representative(s) Singer--Concerning the authority of certain individuals to purchase alcohol beverages for a premises licensed to sell alcohol beverages for consumption on the licensed premises. Business, Labor, & Technology	30 31 32 33 34
SB17-059	by Senator(s) Lundberg, Cooke; --Concerning an exemption from the rule requiring a vehicle to signal an intention to leave the current lane of travel when using a roundabout. Transportation	35 36 37 38
SB17-060	by Senator(s) Todd, Martinez Humenik; also Representative(s) Wilson--Concerning relocation of the Colorado student leaders institute from the office of the lieutenant governor to the department of higher education. Education	39 40 41 42 43
SB17-061	by Senator(s) Hill and Williams A.; also Representative(s) Sias--Concerning distribution of additional operational funding to charter schools. Education	44 45 46 47
SB17-062	by Senator(s) Neville T., Baumgardner, Cooke, Crowder, Grantham, Holbert, Jahn, Lundberg, Marble, Priola, Scott, Sonnenberg, Tate; also Representative(s) Humphrey, Catlin, Everett, Leonard, Lundeen, Neville P., Saine, Van Winkle, Williams D., Wilson--Concerning the right to free speech on campuses of public institutions of higher education. Education	48 49 50 51 52 53
SB17-063	by Senator(s) Marble; also Representative(s) Melton--Concerning licensing marijuana consumption clubs. Business, Labor, & Technology	54 55 56 57
SB17-064	by Senator(s) Kefalas, Aguilar, Jones, Kerr; also Representative(s) Lontine, Ginal, Kennedy, Singer--Concerning the licensing of freestanding emergency departments that provide emergency care outside a hospital setting. State, Veterans, & Military Affairs	58 59 60 61 62
SB17-065	by Senator(s) Lundberg, Aguilar; --Concerning a requirement that health care providers disclose the charges they impose for common health care services when payment is made directly rather than by a third party. Health & Human Services	63 64 65 66 67
SB17-066	by Senator(s) Cooke and Fields; also Representative(s) Saine and Lebsock--Concerning clarifying retroactively the authority of a municipality to employ a police force without going through sunrise review. Judiciary	68 69 70 71

SB17-067	by Senator(s) Merrifield, Guzman, Kagan, Kerr, Todd; --Concerning the provision that a percentage of an educator's performance evaluation be determined by student academic growth. Education	1 2 3 4 5
SB17-068	by Senator(s) Todd, Kerr, Merrifield; also Representative(s) Singer, Michaelson Jenet, Wilson--Concerning early support for student success through access to school counselors, and, in connection therewith, serving all grades through the behavioral health care professional matching grant program and the school counselor corps grant program. Education	6 7 8 9 10 11
SB17-069	by Senator(s) Holbert; also Representative(s) Coleman and Ransom--Concerning processes relating to candidate petitions. State, Veterans, & Military Affairs	12 13 14 15
SB17-070	by Senator(s) Kerr; also Representative(s) Young--Concerning the delivery of quality online education within the public elementary and secondary education system. Education	16 17 18 19
SB17-071	by Senator(s) Tate; --Concerning reductions in early voting period requirements for voter service and polling centers used in general elections. State, Veterans, & Military Affairs	20 21 22 23
SB17-072	by Senator(s) Moreno; --Concerning a prohibition on the imposition of a convenience fee on certain sales transactions. Finance	24 25 26 27
SB17-073	by Senator(s) Garcia; also Representative(s) Valdez--Concerning promotion of the Runyon-Fountain lakes state wildlife area. Agriculture, Natural Resources, & Energy	28 29 30 31
SB17-074	by Senator(s) Garcia, Jahn, Todd; also Representative(s) Esgar--Concerning the creation of a pilot program in certain areas of the state experiencing high levels of opioid addiction to award grants to increase access to addiction treatment. Health & Human Services	32 33 34 35 36
SB17-075	by Senator(s) Crowder; also Representative(s) Landgraf--Concerning a state income tax deduction for military retirement benefits. Finance	37 38 39 40
SB17-076	by Senator(s) Priola; also Representative(s) Coleman--Concerning authority to spend money in the public school performance fund. Finance	41 42 43 44
SB17-077	by Senator(s) Jahn; also Representative(s) Willett and Kraft-Tharp, Nordberg--Concerning the eligibility of certain government agencies to apply for a special event permit to sell alcohol beverages. Local Government	45 46 47 48 49
SB17-078	by Senator(s) Gardner; also Representative(s) Melton and Van Winkle--Concerning the property taxation of a residential storage condominium unit. Finance	50 51 52 53
SB17-079	by Senator(s) Court; --Concerning the general assembly's intent to limit amendments to initiated statutory laws. State, Veterans, & Military Affairs	54 55 56 57
SB17-080	by Senator(s) Merrifield; --Concerning a reduction in the amount of earnings subject to garnishment. Business, Labor, & Technology	58 59 60 61
SB17-081	by Senator(s) Donovan, Crowder, Fenberg, Garcia, Guzman, Kefalas, Kerr, Merrifield; also Representative(s) Arndt and Becker K.--Concerning the use of high cost support mechanism funds for rural broadband deployment. Business, Labor, & Technology	62 63 64 65 66
SB17-082	by Senator(s) Lambert; also Representative(s) Lundeen--Concerning the regulation of methadone treatment facilities. Health & Human Services	67 68 69

On motion of Majority Leader Holbert, the Senate adjourned until 10:00 a.m., Tuesday, January 17, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL	1
Seventy-First General Assembly	2
STATE OF COLORADO	3
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6th Legislative Day	7
Monday, January 16, 2017	8
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THE SENATE DID NOT CONVENE ON THIS DAY	16
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DUE TO OBSERVANCE OF MARTIN LUTHER KING, JR. DAY	18
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SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

7th Legislative Day Tuesday, January 17, 2017

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

Call to Order By the President at 10:00 a.m.

Roll Call Present--35

Quorum The President announced a quorum present.

Pledge By Senator Fields.

Reading of the Journal On motion of Senator Zenzinger, reading of the Journal of Friday, January 13, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB17-051, 052, 053, 054, 055, 056, 057, 058, 059, 060, 061, 062, 063, 064, 065, 066, 067, 068, 069, 070, 071, 072, 073, 074, 075, 076, 077, 078, 079, 080, 081, and 082; SJR17-004.

Correctly Enrolled: SJR17-001.

CORRECTION OF BILL ASSIGNMENT

The President announced that SB17-076, which was originally introduced on Friday, January 13 and assigned to the Committee on Finance, will instead be assigned to the committee on Education.

CONSIDERATION OF RESOLUTIONS

SJR17-002 by Senator(s) Baumgardner and Merrifield, Cooke, Jones; also Representative(s) Singer and Thurlow, Hamner--Concerning the Colorado general assembly's support for the continued research, development, and application of biochar from our forests.

Laid over until Tuesday, January 24, retaining its place on the calendar.

SJR17-004 by Senator(s) Holbert; also Representative(s) Becker K.--Concerning the repeal of Rule No. 27 of the Joint Rules of the Senate and House of Representatives.

On motion of Majority Leader Holbert , the resolution was adopted by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsors added: Grantham, Guzman, Kagan, Kerr, Marble, Merrifield, Moreno, and Williams A.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Wednesday, January 18, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

8th Legislative Day

Wednesday, January 18, 2017

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community: A Mennonite Congregation, Littleton.

Call to Order By the President at 9:00 a.m.

Roll Call Present--32
Excused--3, Cooke, Hill, Martinez Humenik.
Present later--2, Hill, Martinez Humenik.

Quorum The President announced a quorum present.

Pledge By Senator Fields.

Reading of the Journal	On motion of Senator Zenzinger, reading of the Journal of Tuesday, January 17, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.
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SENATE SERVICES REPORT

Correctly Engrossed: SJR17-004.

MESSAGE FROM THE HOUSE

January 17, 2017

Mr. President:

The House has adopted and returns herewith SJR17-003.

COMMITTEE APPOINTMENTS

January 17, 2017

Mr. Mike Mauer
Executive Director
Office of Legislative Council
200 E. Colfax Ave., Room 029
Denver, CO 80203

Mr. Mike Mauer:

Please be advised that, pursuant to Senate Rule 21(b), I am appointing Senator Lucia Guzman to serve on the Senate Services Committee effective immediately.

Sincerely,
(signed)
Lucia Guzman
Senate Minority Leader

Cc: The Honorable Kevin Grantham, Senate President
The Honorable Chris Holbert, Senate Majority Leader
The Honorable Crisanta Duran, Speaker of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
Effie Ameen, Secretary of the Senate

Marilyn Eddins, Clerk of the House
Dan Cartin, Director of OLLS
Susan Liddle

January 17, 2017

Mr. Mike Mauer
Executive Director
Office of Legislative Council
200 E. Colfax Ave., Room 029
Denver, CO 80203

Mr. Mike Mauer:

Please be advised that I am appointing Senator Kerry Donovan to serve on the Legislative Audit Committee replacing Senator Lois Court effective immediately.

Sincerely,
(signed)
Lucia Guzman
Senate Minority Leader

Cc: The Honorable Kevin Grantham, Senate President
The Honorable Chris Holbert, Senate Majority Leader
The Honorable Crisanta Duran, Speaker of the House of Representatives
The Honorable Patrick Neville, House Minority Leader
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Clerk of the House
Dan Cartin, Director of OLLS
Susan Liddle

APPOINTMENT TO STATUTORY COMMITTEE

Legislative Pursuant to Section 2-3-101, C.R.S., the Minority Leader appointed Senator Donovan
Audit to replace Senator Court as a member of the Legislative Audit Committee.

Majority Leader Holbert moved that the appointment be confirmed.

A majority of all members elected to the Senate having voted in the affirmative, the motion was declared **adopted**.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR17-005 by Senator(s) Marble; also Representative(s) Lewis and Buck--Concerning supporting Colorado professional rodeo.

On motion of Senator Marble, the resolution was read at length and **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	E	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Hill, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

SJR17-006 by Senator(s) Grantham; also Representative(s) Duran--Concerning the appointment of members of the Colorado Commission on Uniform State Laws.

On motion of President Grantham, the resolution was read at length and **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	E	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Coram, Court, Fields, Gardner, Guzman, Holbert, Jones, Kagan, Kerr, and Merrifield.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- SB17-083** by Senator(s) Kagan, Scott; also Representative(s) Foote, Willett--Concerning implementation of recommendations of the committee on legal services in connection with legislative review of rules and regulations of state agencies.
Legal Services
- SB17-084** by Senator(s) Jahn, Neville T.; also Representative(s) Singer and Esgar--Concerning a prohibition against excluding a drug from a health coverage plan if the drug had been approved for coverage by the plan for coverage of the enrollee at the time the enrollee enrolled in the plan.
Health & Human Services
- SB17-085** by Senator(s) Zenzinger; --Concerning an increase in the fee imposed by counties in connection with the recording of real estate documents for the purpose of financing a statewide attainable housing investment fund.
State, Veterans, & Military Affairs
- SB17-086** by Senator(s) Fenberg; --Concerning a clarification that the statute prohibiting local governments from enacting local legislation that would control rent on private residential housing units does not prohibit local governments from adopting inclusionary housing programs.
State, Veterans, & Military Affairs
- SB17-087** by Senator(s) Aguilar, Guzman, Kagan, Lundberg, Merrifield; --Concerning granting judicial discretion to sentence a defendant to an indeterminate or determinate sentence for a sexual offense, and, in connection therewith, requiring the criteria and basis for the sentencing decision to be articulated on the public record.
Judiciary
- SB17-088** by Senator(s) Holbert and Williams A., Kefalas, Priola, Tate; also Representative(s) Hooton and Van Winkle, Landgraf, Rankin, Buckner, Liston, McKean, Melton, Nordberg--Concerning the criteria used by a health insurer to select health care providers to participate in the insurer's network of providers.
Business, Labor, & Technology
- SB17-089** by Senator(s) Fenberg, Lundberg, Garcia, Guzman; --Concerning the rights of consumers of electricity to install electricity storage systems on their property.
Business, Labor, & Technology

SB17-090	by Senator(s) Baumgardner; also Representative(s) Mitsch Bush--Concerning how to measure the level of delta-9 tetrahydrocannabinol in industrial hemp. Agriculture, Natural Resources, & Energy	1 2 3 4
SB17-091	by Senator(s) Crowder and Moreno; also Representative(s) Ginal--Concerning allowing medicaid home health services to be provided in the community. Health & Human Services	5 6 7 8
SB17-092	by Senator(s) Zenzinger; also Representative(s) Melton--Concerning requiring a personnel file waiver for private employment as part of the background check process for a person applying for a position as a peace officer. State, Veterans, & Military Affairs	9 10 11 12 13
SB17-093	by Senator(s) Kerr, Merrifield; --Concerning the operation of a bicycle approaching an intersection. Transportation	14 15 16 17
SB17-094	by Senator(s) Kagan, Aguilar; --Concerning removing felony murder from the provisions of murder in the first degree. Judiciary	18 19 20 21
SB17-095	by Senator(s) Guzman; also Representative(s) Garnett--Concerning the repeal of the death penalty by the general assembly. Judiciary	22 23 24 25

TRIBUTES

Honoring:		26 27 28 29 30
Nexus Services, Inc. -- By Senator Vicki Marble.		31
Metropolitan State University of Denver -- By Senator Nancy Todd and Senator Owen Hill.		32 33
The Denver Broncos -- By President Bill L. Cadman.		34
Senator Jessie Ulibarri -- By President Bill L. Cadman.		35
Senator Patrick Steadman -- By President Bill L. Cadman.		36
Senator Linda Newell -- By President Bill L. Cadman.		37
Senator Michael Johnston -- By President Bill L. Cadman.		38
Senator Mary Hodge -- By President Bill L. Cadman.		39
Senator Rollie Heath -- By President Bill L. Cadman.		40
Senator Morgan Carroll -- By President Bill L. Cadman.		41
Senator Mark Scheffel -- By President Bill L. Cadman.		42
President Bill L. Cadman -- By President Pro Tempore Ellen Roberts.		43
Mickey Kempf -- By Senator Linda Newell.		44
The Littleton Community Volunteers -- By Senator Linda Newell.		45
The Kiwanis Club -- By Senator Nancy Todd.		46
Treon Goossen -- By Senator Kevin Lundberg.		47
Lt. Col. John Tillery -- By Senator Kent Lambert.		48
Park Rangers -- By Senator Matt Jones.		49
Collin Miller -- By Senator Kevin Lundberg.		50
George and Ida Mae Vunovich -- By Senator Leroy Garcia.		51
Saffer Farms -- By Senator Jerry Sonnenberg and Representative Edward Vigil.		52
HP Bar and Ranch -- By Senator Jerry Sonnenberg and Representative Edward Vigil.		53
Dickinson Farm and Ranch -- By Senator Jerry Sonnenberg and Representative Edward Vigil.		54 55
Kochis Farm -- By Senator Jerry Sonnenberg and Representative Edward Vigil.		56
Allmer Farm and Ranch -- By Senator Jerry Sonnenberg and Representative Edward Vigil.		57 58
Chick Farm and Ranch -- By Senator Jerry Sonnenberg and Representative Edward Vigil.		59 60
Sanders-Naugle-5NLLC -- By Senator Jerry Sonnenberg and Representative Edward Vigil.		61 62
Cyrilla and Edith Meis -- By Senator Jerry Sonnenberg and Representative Edward Vigil.		63 64
Coe Middle Creek Ranch -- By Senator Jerry Sonnenberg and Representative Edward Vigil.		65 66
Fox Fire Farms -- By Senator Jerry Sonnenberg and Representative Edward Vigil.		67

Haynes Hereford Ranch -- By Senator Jerry Sonnenberg and Representative Edward Vigil.	1
Knoblauch Ranch -- By Senator Jerry Sonnenberg and Representative Edward Vigil.	2
Gates Farm -- By Senator Jerry Sonnenberg and Representative Edward Vigil.	3
Perlenfein Farm -- By Senator Jerry Sonnenberg and Representative Edward Vigil.	4
RLS Ranch LLC -- By Senator Jerry Sonnenberg and Representative Edward Vigil.	5
Noble Ranch LLC -- By Senator Jerry Sonnenberg and Representative Edward Vigil.	6
Thomas Farms -- By Senator Jerry Sonnenberg and Representative Edward Vigil.	7
Herman G. Peterson Farm/Ranch -- By Senator Jerry Sonnenberg and Representative Edward Vigil.	8
Koch Farm -- By Senator Jerry Sonnenberg and Representative Edward Vigil.	9
Ohr Family Farm -- By Senator Jerry Sonnenberg and Representative Edward Vigil.	10
Stanley E. and Carol J. Shafer -- By Senator Jerry Sonnenberg and Representative Edward Vigil.	11
Sleepy Hollow -- By Senator Jerry Sonnenberg and Representative Edward Vigil.	12
Wacker Farms and Livestock -- By Senator Jerry Sonnenberg and Representative Edward Vigil.	13
David Meyer -- By Senator Mark Scheffel.	14
Tkach Family -- By Senator Ray Scott.	15
Tom and Wilma Arbogast -- By Senator Leroy Garcia.	16
City of Greenwood Village -- By Senator Linda Newell.	17
City of Aurora -- By Senator Linda Newell.	18
City of Cherry Hills Village -- By Senator Linda Newell.	19
City of Centennial -- By Senator Linda Newell.	20
City of Littleton -- By Senator Linda Newell.	21
City of Sheridan -- By Senator Linda Newell.	22
City of Englewood -- By Senator Linda Newell.	23
Town of Bow Mar -- By Senator Linda Newell.	24
Town of Columbine Valley -- By Senator Linda Newell.	25
Thomas and Ruth Smith -- By Senator Leroy Garcia.	26
Phillip and Caterina Costanza -- By Senator Leroy Garcia.	27
Peter and Glennell Spangler -- By Senator Leroy Garcia.	28
Tom and Nancy Morrison -- By Senator Leroy Garcia.	29
Elza Lewis -- By Senator Kent Lambert.	30
Chrysanda Brunson -- By Senator Kevin Lundberg.	31
Greg Reinke -- By Senator Linda Newell.	32
Cheryl McNab -- By Senator Linda Newell.	33
Dassity Miller -- By Senator Leroy Garcia.	34
Chow and Nancy Krall -- By Senator Leroy Garcia.	35
Ed and Frankie Wagner -- By Senator Leroy Garcia.	36
Jose and Hermalinda Vigil -- By Senator Leroy Garcia.	37
Dr. Elliot Sandberg -- By Senator Linda Newell.	38
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On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Thursday, January 19, 2017.	45
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Approved:	48
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Kevin J. Grantham	52
President of the Senate	53
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Attest:	55
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Effie Ameen	59
Secretary of the Senate	60

SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

9th Legislative Day Thursday, January 19, 2017

Prayer By the chaplain, Pastor Caleb Huling, Trinity Baptist Church, Trinidad.

Call to Order By the President at 9:00 a.m.

Roll Call Present--29
Absent-1, Neville.
Excused--5, Baumgardner, Cooke, Lundberg, Martinez Humenik, Tate.
Present later--5, Baumgardner, Lundberg, Martinez Humenik, Neville, Tate.

Quorum The President announced a quorum present.

Pledge By Senator Fields.

Reading of the Journal On motion of Senator Zenzinger, reading of the Journal of Wednesday, January 18, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORT

Judiciary After consideration on the merits, the Committee recommends that SB17-015 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 6, strike "12 WHO PLACES AN ADVERTISEMENT" and substitute "12, OR PURSUANT TO THE LAWS REGARDING MEDICAL OR RETAIL MARIJUANA UNDER THE LAWS OF ANOTHER STATE, INTENTIONALLY ADVERTISES".

Page 2, strike lines 8 and 9 and substitute "INTERNET AND WHO KNOWINGLY ADVERTISES THE UNLAWFUL SALE OF MARIJUANA, MARIJUANA CONCENTRATE, OR A MARIJUANA-INFUSED PRODUCT BY A PERSON NOT LICENSED TO SELL MARIJUANA, MARIJUANA CONCENTRATE, OR A MARIJUANA-INFUSED PRODUCT COMMITS A LEVEL 2 DRUG".

Page 2, strike line 12 and substitute:
"APPLY TO:
(a) A PRIMARY CAREGIVER, AS DEFINED IN ARTICLE XVIII, SECTION".

Page 2, after line 16, insert:
"(b) A MEDICAL MARIJUANA-INFUSED PRODUCTS MANUFACTURER, AS DEFINED IN SECTION 12-43.3-104 (10), OR A RETAIL MARIJUANA PRODUCTS MANUFACTURER, AS DEFINED IN SECTION 12-43.4-103 (19), THAT TRANSFERS MEDICAL MARIJUANA-INFUSED PRODUCTS OR RETAIL MARIJUANA PRODUCTS TO A PERSON LICENSED TO SELL SUCH PRODUCTS; OR
(c) A RETAIL MARIJUANA TESTING FACILITY AS DEFINED IN SECTION 12-43.4-103 (21) THAT OPERATES PURSUANT TO SECTION 12-43.4-405 OR A MEDICAL MARIJUANA TESTING FACILITY THAT OPERATES PURSUANT TO SECTION 12-43.3-405."

SENATE SERVICES REPORT

Correctly Printed: SB17-083, 084, 085, 086, 087, 088, 089, 090, 091, 092, 093, 094, and 095; SJR17-005 and 006.
Correctly Engrossed: SJR17-005 and 006.

MESSAGE FROM THE HOUSE

January 18, 2017

Mr. President:

The House has adopted and returns herewith SJR17-004 and SJR17-005.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Friday, January 20, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

10th Legislative Day Friday, January 20, 2017

Prayer By the chaplain, Danny Byram, Danny Byram Ministries, Loveland.

Call to Order By the President at 9:00 a.m.

Roll Call Present--33
Absent--1, Williams.
Excused--1, Cooke.
Present later--1, Williams.

Quorum The President announced a quorum present.

Pledge By Senator Fields

Reading of the Journal On motion of Senator Zenzinger, reading of the Journal of Thursday, January 19, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology After consideration on the merits, the Committee recommends that SB17-044 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 5, strike lines 18 through 27.

Strike page 6.

Page 7, strike lines 1 through 13 and substitute:

"SECTION 7. In Colorado Revised Statutes, 40-15-208, amend (2)(b) introductory portion, as follows:

40-15-208. High cost support mechanism - Colorado high cost administration fund - creation - purpose - operation - rules - report - repeal. (2) (b) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), on or before December 1 of each year, the commission shall submit a written report to the committees of reference in the senate and house of representatives that are assigned to hear telecommunications issues, in accordance with section 24-1-136, C.R.S., accounting for the operation of the high cost support mechanism during the preceding calendar year and containing the following information, at a minimum:".

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that SJM17-001 be referred to the Senate for final action.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that SB17-026 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

MESSAGE FROM THE HOUSE

January 19, 2017

Mr. President:

The House has adopted and returns herewith SJR17-006.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR17-003, SJR17-004 and SJR17-005.

On motion of Majority Leader Holbert, the Senate adjourned until 10:00 a.m., Monday, January 23, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

13th Legislative DayMonday, January 23, 2017

Prayer By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.

Call to Order By the President at 10:00 a.m.

Roll Call Present--34
Excused--1, Scott.

Quorum The President announced a quorum present.

Pledge By Senator Court.

Reading of the Journal On motion of Senator Fenberg, reading of the Journal of Friday, January 20, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Enrolled: SJR17-003, 004, and 005.

Committee of the Whole On motion of Senator Neville, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Neville was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-015 by Senator(s) Aguilar; also Representative(s) Pabon--Concerning the unlawful advertising of marijuana.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, January 19, page 55 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Neville, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:
Passed on second reading: SB17-015 as amended.

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor John W. Hickenlooper were read and assigned to committees as follows:

January 9, 2017

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBERS OF THE
PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

effective January 9, 2017, for a term expiring on January 7, 2019:

Wendy Moser of Highlands Ranch, Colorado, a Republican, and occasioned by the resignation of Joshua B. Epel of Greenwood Village, Colorado, appointed;

effective January 9, 2017, for a term expiring the Monday preceding the second Tuesday in January 2021:

Jeffrey Paul Ackermann of Denver, Colorado, a Democrat, and to serve as Chair, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/10/2017
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

December 6, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit to your consideration, the following:

MEMBERS OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

effective December 31, 2016 for terms expiring December 31, 2020:

Stratton Rollins “Rollie” Heath, Jr. of Boulder, Colorado, a Democrat and a resident of the Second Congressional District, appointed;

Russell Joseph Meyer of Parker, Colorado, a Democrat and a resident of the Fourth Congressional District, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/4/2017
Effie Ameen, Secretary of the Senate

Committee on Education

December 6, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint and submit to your consideration, the following:

MEMBER OF THE
BOARD OF TRUSTEES FOR THE
UNIVERSITY OF NORTHERN COLORADO

effective December 31, 2016 for a term expiring December 31, 2020:

Anthony Darren Salazar of Denver, Colorado to serve as an Unaffiliated, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/4/2017
Effie Ameen, Secretary of the Senate

Committee on Education

July 21, 20161
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To the Honorable3
Colorado Senate4
Colorado General Assembly5
State Capitol Building6
Denver, CO 802037
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Ladies and Gentlemen:9
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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of11
Colorado, I have the honor to designate, appoint, reappoint and submit to your12
consideration the following:13
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MEMBERS OF THE15
COLORADO COMMISSION ON THE AGING16
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for terms expiring July 1, 2020:18
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Julie Hoerner Mowry of Denver, Colorado, to serve as an Unaffiliated the First20
Congressional District, appointed;21
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Ruth Elaine Long of Fort Collins, Colorado, to serve as a Democrat from the Second23
Congressional District, reappointed;24
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Debra Kay Bailey of Grand Junction, Colorado, to serve as a Republican from the Third26
Congressional District, reappointed;27
28
Marvin Joseph Urban of Colorado Springs, Colorado, to serve as a Democrat from the29
Fifth Congressional District, reappointed;30
31
Jane McLean Barnes of Lakewood, Colorado, to serve as a Republican from the Seventh32
Congressional District, appointed.33
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Sincerely,35
(signed)36
John W. Hickenlooper37
Governor38
Rec'd: 12/13/201639
Effie Ameen, Secretary of the Senate40
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Committee on Health & Human Services42
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September 15, 201647
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To the Honorable49
Colorado Senate50
Colorado General Assembly51
State Capitol Building52
Denver, CO 8020353
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Ladies and Gentlemen:55
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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of57
Colorado, I have the honor to designate, appoint, and submit to your consideration the58
following:59
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MEMBER OF THE61
COLORADO COMMISSION ON THE AGING62
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for a term expiring July 1, 2020:64
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Connie Mae Ring of Springfield, Colorado, to serve as an Unaffiliated from the Fourth66
Congressional District, appointed.67

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/13/2016
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR17-006.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Tuesday, January 24, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

14th Legislative DayTuesday, January 24, 2017

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

Call to Order By the President at 9:00 a.m.

Roll Call Present--33
Excused--2, Hill, Scott.

Quorum The President announced a quorum present.

Pledge By Senator Court.

Reading of the Journal On motion of Senator Fenberg, reading of the Journal of Monday, January 23, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that SB17-031 be referred to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that SB17-048 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 6, after "his" insert "OR HER".

Page 2, line 7, strike "program," and substitute "program;".

Page 2, line 9, strike "so, he" and substitute "so; OR KNOWINGLY REMOVES OR TAMPERS WITH AN ELECTRONIC MONITORING DEVICE THAT HE OR SHE IS REQUIRED TO WEAR AS A CONDITION OF PAROLE; he OR SHE".

Page 2, strike lines 15 through 18 and substitute "18-8-208, BY KNOWINGLY REMOVING OR TAMPERING WITH AN ELECTRONIC MONITORING DEVICE THAT HE OR SHE IS REQUIRED TO WEAR AS A CONDITION OF PAROLE, THE OFFICER SHALL IMMEDIATELY SEEK A WARRANT FOR THE OFFENDER'S ARREST OR EFFECTUATE AN IMMEDIATE ARREST IF THE OFFENDER IS IN THE PRESENCE OF THE OFFICER.".

Page 3, strike lines 1 through 3 and substitute "REQUIRES:
(a) "ESCAPE" INCLUDES BUT IS NOT LIMITED TO KNOWINGLY REMOVING OR TAMPERING WITH AN ELECTRONIC MONITORING DEVICE THAT A PAROLEE IS REQUIRED TO WEAR AS A CONDITION OF PAROLE.
(b) "PEACE OFFICER" MEANS A CERTIFIED PEACE OFFICER DESCRIBED IN SECTION 16-2.5-102.".

Business, Labor, & Technology After consideration on the merits, the Committee recommends that SB17-043 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

On motion of Senator Court, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

SENATE SERVICES REPORT

Correctly Engrossed: SB17-015.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-015 by Senator(s) Aguilar; also Representative(s) Pabon--Concerning the unlawful advertising of marijuana.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsor(s) added: Baumgardner, Court, Crowder, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Holbert, Jones, Kagan, Kefalas, Kerr, Martinez Humenik, Merrifield, Priola, Smallwood, Todd, Williams A., and Zenzinger.

Committee of the Whole On motion of Senator Cooke, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Cooke was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-026 by Senator(s) Sonnenberg; also Representative(s) Arndt--Concerning requirements governing implementation of the state engineer's functions, and, in connection therewith, restructuring the fee that the state engineer may charge for rating certain types of water infrastructure, repealing certain requirements, and updating language in the statutes regarding the division of water resources.

Ordered engrossed and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Cooke, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-026.

Committee of the Whole On motion of Senator Cooke, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Cooke was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-044 by Senator(s) Kerr, Moreno, Tate; also Representative(s) Arndt, Thurlow--Concerning the scheduled repeal of reports by the department of regulatory agencies to the general assembly.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, January 20, page 57 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Cooke, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-044 as amended.

CONSIDERATION OF RESOLUTIONS

SJR17-002 by Senator(s) Baumgardner and Merrifield, Cooke, Jones; also Representative(s) Singer and Thurlow, Hamner--Concerning the Colorado general assembly's support for the continued research, development, and application of biochar from our forests.

On motion of Senator Baumgardner, the resolution was **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Holbert, Jahn, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Moreno, Neville T., Priola, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

CONSIDERATION OF MEMORIALS

SJM17-001 by Senator(s) Jones and Merrifield; also Representative(s) Hamner and Thurlow--Concerning the need for Congress to fund catastrophic wildfire response costs outside of federal forest management agencies' normal budgets.

On motion of Senator Jones, the memorial was **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	E	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Holbert, Jahn, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Moreno, Neville T., Priola, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HJR17-1001, 1002.**

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Wednesday, January 25, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

15th Legislative DayWednesday, January 25, 2017

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community: A Mennonite Congregation, Littleton.

Call to Order By the President at 9:00 a.m.

Roll Call Present--33
Excused--2, Lambert, Scott.

Quorum The President announced a quorum present.

Pledge By Senator Court.

Reading of the Journal On motion of Senator Fenberg, reading of the Journal of Tuesday, January 24, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

COMMITTEE OF REFERENCE REPORTS

Local Government After consideration on the merits, the Committee recommends that SB17-034 be referred to the Committee of the Whole with favorable recommendation.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that SB17-018 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that SB17-005 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 6, after line 17 insert:

"(III) IF A LOCAL BOARD APPROVES A SHERIFF'S CURRICULUM, AS DESCRIBED IN SUBSECTION (2)(d)(I) OF THIS SECTION, AND AUTHORIZES ONE OR MORE EMPLOYEES TO CARRY A CONCEALED HANDGUN IN EACH SCHOOL AND CHARTER SCHOOL OF THE SCHOOL DISTRICT, ANY RECORDS PERSONALLY IDENTIFYING SUCH EMPLOYEES ARE NOT PUBLIC RECORDS FOR THE PURPOSES OF THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE 24."

Page 7, after line 15 insert:

"(c) IF THE STATE CHARTER SCHOOL INSTITUTE APPROVES A SHERIFF'S CURRICULUM, AS DESCRIBED IN SUBSECTION (13)(a) OF THIS SECTION, AND AUTHORIZES ONE OR MORE EMPLOYEES TO CARRY A CONCEALED HANDGUN ON THE GROUNDS OF AN INSTITUTE CHARTER SCHOOL, ANY RECORDS PERSONALLY IDENTIFYING SUCH EMPLOYEES ARE NOT PUBLIC RECORDS FOR THE PURPOSES OF THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE 24."

Finance

After consideration on the merits, the Committee recommends that **SB17-075** be referred to the Committee on Appropriations with favorable recommendation.

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Finance

After consideration on the merits, the Committee recommends that **SB17-020** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Finance

After consideration on the merits, the Committee recommends that **SB17-013** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Finance

After consideration on the merits, the Committee recommends that **SB17-046** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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SENATE SERVICES REPORT

Correctly Engrossed: SB17-026 and 044; SJM17-001; SJR17-002.

Correctly Reengrossed: SB17-015.

THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-026

by Senator(s) Sonnenberg; also Representative(s) Arndt--Concerning requirements governing implementation of the state engineer's functions, and, in connection therewith, restructuring the fee that the state engineer may charge for rating certain types of water infrastructure, repealing certain requirements, and updating language in the statutes regarding the division of water resources.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Crowder and Donovan.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-044 by Senator(s) Kerr, Moreno, Tate; also Representative(s) Arndt, Thurlow--Concerning the scheduled repeal of reports by the department of regulatory agencies to the general assembly.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	E	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Court, Fields, Guzman, Jahn, Kagan, Martinez Humenik, Priola, and Zenzinger.

Upon request of Majority Leader Holbert, **SB17-043** was removed from the General Orders--Second Reading of Bills Consent Calendar of Thursday, January 26, 2017.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, **SB17-043** was placed at the end of the General Orders--Second Reading of Bills Calendar of Monday, January 30, 2017.

TRIBUTES

Honoring:

- Larry Oddo -- By President Kevin J. Grantham.
- UCount -- By Senator John Kefalas.
- The Employees of Colorado's Oil and Gas Industry -- By Senator John Cooke.
- Dr. Susan Collins -- By Senator Steve Fenberg.
- Anne Perring -- By Senator Steve Fenberg.
- Dr. Franck Vernerey -- By Senator Steve Fenberg.
- Piper Communication Services, Inc. -- By Senator Rachel Zenzinger.
- Suzanne Acheson -- By Senator Rhonda Fields.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Thursday, January 26, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

16th Legislative Day Thursday, January 26, 2017

Prayer By the chaplain, Reverend Jerry Demmer, The Absolute Word Church, Denver.

Call to Order By the President at 9:00 a.m.

Roll Call Present--33
Excused--2, Guzman, Scott.

Quorum The President announced a quorum present.

Pledge By Senator Court.

Reading of the Journal On motion of Senator Fenberg, reading of the Journal of Wednesday, January 25, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that SB17-008 be referred to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that SB17-024 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that SB17-058 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that SB17-001 be referred to the Committee of the Whole with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that SB17-025 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 9, after the period add "THE DEPARTMENT MAY CONTRACT FOR SERVICES TO SUPPORT THE MAINTENANCE OF THE RESOURCE BANK AND DEVELOPMENT OF THE CURRICULA."

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that SB17-029 be postponed indefinitely.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that SB17-037 be postponed indefinitely.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that SB17-023 be postponed indefinitely.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB17-016** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 16, strike "(7), (8), and (9)" and substitute "(7), and (8); **repeal** (9); and **add** (12)".

Page 2, line 18, strike "**rules.**" and substitute "**rules - report.**".

Page 2, line 22, strike "OR" and substitute "DIRECTOR OR THE DIRECTORS OF A".

Page 2, line 23, strike "OR" and substitute "DIRECTOR OR THE DIRECTORS OF A".

Page 3, line 5, after the period add "If A CHILD PROTECTION TEAM IS FORMED PURSUANT TO THIS SECTION IN A COUNTY OR CONTIGUOUS GROUP OF COUNTIES, THE DIRECTOR OR DIRECTORS OF THE COUNTY DEPARTMENT OR DEPARTMENTS OF HUMAN OR SOCIAL SERVICES MAY, AT THEIR DISCRETION, IMPLEMENT THE PROVISIONS OF THIS SECTION.".

Page 3, strike lines 6 through 8 and substitute:
"(b) ~~The child protection team shall review the investigatory reports of the case, which shall include the diagnostic,~~ If A CHILD PROTECTION TEAM IS ESTABLISHED PURSUANT TO SUBSECTION (6)(a) OF THIS SECTION, IT MAY REVIEW AN ASSESSMENT OR THE INVESTIGATORY REPORTS OF A CASE, INCLUDING THE DIAGNOSTIC,".

Page 3, line 13, strike "MUST" and substitute "MAY", and after "each" insert "ASSESSMENT OR".

Page 4, strike lines 18 and 19 and substitute:
"(i) ~~The team shall~~ A CHILD PROTECTION TEAM ESTABLISHED PURSUANT TO SUBSECTION (6)(a) OF THIS SECTION MAY make a report of its".

Page 5, line 2, strike "shall" and substitute "~~shall~~ MAY".

Page 5, line 5, strike "shall" and substitute "~~shall~~ MAY".

Page 5, strike lines 14 through 17 and substitute:
"(9) ~~The child protection team shall meet no later than one week after receipt of a report to evaluate such report of child abuse.~~
(12) THE STATE DEPARTMENT SHALL INCLUDE A SUMMARY AND DESCRIPTION OF WORK OF CHILD PROTECTION TEAMS THAT WERE IMPLEMENTED PURSUANT TO THIS SECTION IN ITS ANNUAL PRESENTATION TO THE LEGISLATIVE COMMITTEES DURING THE COMMITTEES' HEARINGS HELD PRIOR TO THE 2017 REGULAR SESSION UNDER THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT", PART 2 OF ARTICLE 7 OF TITLE 2.".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB17-033** be amended as follows, and as so amended, be referred to the Committee on Business, Labor, & Technology with favorable recommendation.

Amend printed bill, page 2, line 10, strike "NURSE PRACTITIONER," and substitute "ADVANCED PRACTICE NURSE,".

Page 2, line 17, strike "DELEGATE," insert "DELEGATE WITH WRITTEN AUTHORIZATION, INCLUDING STANDING ORDERS, FROM THE HEALTH CARE PROVIDER WITH PRESCRIPTIVE AUTHORITY".

SENATE SERVICES REPORT

Correctly Reengrossed: SB17-026 and 044.

MESSAGE FROM THE HOUSE

January 26, 2017

Mr. President:

The House has adopted and transmits herewith HJR17-1004, and amended as printed in House Journal, January 25, 2017.

The House has adopted and returns herewith SJR17-002.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB17-031, SB17-048) of Thursday, January 26 was laid over until Friday, January 27, retaining its place on the calendar.

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor John W. Hickenlooper were read and assigned to committees as follows:

July 21, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
STATE HISTORICAL SOCIETY
BOARD OF DIRECTORS

for a term expiring July 1, 2019:

Alan Bruce Salazar of Thornton, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/13/2016
Effie Ameen, Secretary of the Senate

Committee on Education

November 30, 2016

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To the Honorable

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Colorado Senate

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Colorado General Assembly

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State Capitol Building

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Denver, CO 80203

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Ladies and Gentlemen:

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of

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Colorado, I have the honor to designate, appoint and submit to your consideration, the

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following:

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October 5, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
STATE HISTORICAL SOCIETY
BOARD OF DIRECTORS

for a term expiring July 1, 2019:

Cathy Lee Carpenter Dea of Golden, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/13/2016
Effie Ameen, Secretary of the Senate

Committee on Education

August 29, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
SPECIAL FUNDS BOARD FOR
WORKERS' COMPENSATION SELF INSURERS

for a term expiring July 1, 2020:

Gary Lee Swenson of Castle Rock, Colorado, to serve as a manager or employee of self-insured employers in good standing, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/13/2016
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

August 8, 2016

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To the Honorable

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Colorado Senate

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Colorado General Assembly

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State Capitol Building

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Denver, CO 80203

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Ladies and Gentlemen:

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of

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Colorado, I have the honor to designate, appoint, reappoint and submit to your

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consideration, the following:

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MEMBERS OF THE

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BOARD OF MORTGAGE LOAN ORIGINATORS

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for terms expiring August 10, 2020:

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Cynthia “Cindy” Emerine of Evergreen, Colorado, a licensed mortgage loan originator,

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appointed;

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Bruce Michael Jordan of Centennial, Colorado, a licensed mortgage loan originator,

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reappointed.

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Sincerely,

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(signed)

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John W. Hickenlooper

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Governor

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Rec'd: 12/13/2016

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Effie Ameen, Secretary of the Senate

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Committee on Business, Labor, & Technology

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July 1, 2016

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To the Honorable

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Colorado Senate

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Colorado General Assembly

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State Capitol Building

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Denver, CO 80203

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Ladies and Gentlemen:

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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of

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Colorado, I have the honor to designate, reappoint, and submit to your consideration, the

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following:

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MEMBER OF THE

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STATE HISTORICAL SOCIETY

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BOARD OF DIRECTORS

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for a term expiring July 1, 2019:

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Robert E. Musgraves of Denver, Colorado, reappointed.

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Sincerely,

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(signed)

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John W. Hickenlooper

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Governor

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Rec'd: 12/13/2016

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Effie Ameen, Secretary of the Senate

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Committee on Education

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On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Friday,
January 27, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

17th Legislative Day Friday, January 27, 2017

Prayer By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver.

Call to Order By the President at 9:00 a.m.

Roll Call Present--33
Excused--2, Guzman, Scott.

Quorum The President announced a quorum present.

Pledge By Senator Court.

Reading of the Journal On motion of Senator Fenberg, reading of the Journal of Thursday, January 26, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that SB17-030 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, line 7, strike "an anabolic steroid which" and substitute "an anabolic steroid which HUMAN CHORIONIC GONADOTROPIN LICENSED FOR ANIMAL USE ONLY".

Page 2, line 12, strike "a steroid" and substitute "a steroid HUMAN CHORIONIC GONADOTROPIN LICENSED FOR ANIMAL USE ONLY, AS".

Finance After consideration on the merits, the Committee recommends that SB17-078 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 13, strike "LOCATED" and substitute "LOCATED, ON OR BEFORE MARCH 1 OF THE PROPERTY TAX YEAR,".

Page 3, line 16, strike "TO BE ACCEPTED BY THE".

Page 3, strike lines 17 through 19.

Page 3, line 20, strike "THE AFFIDAVIT ON OR BEFORE NOVEMBER 1, 2017.".

Page 5, line 9, strike "2017." and substitute "2018.".

Education After consideration on the merits, the Committee recommends that SB17-060 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 5, line 27, after "contracting" insert "THROUGH THE DEPARTMENT OF HIGHER EDUCATION".

Page 8, line 5, strike "executive board" and substitute "DEPARTMENT OF HIGHER EDUCATION, ON BEHALF OF THE executive board,".

	Page 8, strike line 7 and substitute "DEPARTMENT, WORKING WITH THE executive board, shall select and enter into a contract on behalf of the EXECUTIVE BOARD AND THE".	1 2 3 4
	Page 8, line 10, strike "executive board" and substitute " executive board DEPARTMENT".	5 6 7
	Page 9, line 17, before "institute" insert "DEPARTMENT OF HIGHER EDUCATION FOR THE".	8 9 10
Education	After consideration on the merits, the Committee recommends that SB17-052 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	11 12 13 14
Health & Human Services	After consideration on the merits, the Committee recommends that SB17-065 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	15 16 17 18
	Amend printed bill, page 4, line 17, after "(a)" insert "(I)".	19 20
	Page 4, after line 26 insert:	21 22
	"(II) A HEALTH CARE PROVIDER WHO IS A MEMBER OF A PROFESSIONAL CORPORATION THAT CONTRACTS WITH A SINGLE HEALTH MAINTENANCE ORGANIZATION, AS DEFINED IN SECTION 10-16-102 (35), COMPLIES WITH THIS SECTION IF THE PROFESSIONAL CORPORATION OR ITS CONTRACTING HEALTH MAINTENANCE ORGANIZATION POSTS, EITHER ELECTRONICALLY OR ON ITS WEBSITE, THE HEALTH CARE PRICES FOR AT LEAST THE FIFTEEN MOST COMMON HEALTH CARE SERVICES THAT THE HEALTH CARE PROVIDER OR HEALTH MAINTENANCE ORGANIZATION WOULD CHARGE INDIVIDUALS WHO ARE NOT MEMBERS OF THE HEALTH MAINTENANCE ORGANIZATION.".	23 24 25 26 27 28 29 30 31 32 33
	Page 6, strike lines 2 through 5 and substitute:	34 35
	"(b) IF A HEALTH CARE FACILITY DID NOT USE FIFTY CODES FOR IN-PATIENT HEALTH CARE SERVICES AT LEAST ELEVEN TIMES IN THE PREVIOUS TWELVE MONTHS OR DID NOT USE TWENTY-FIVE CODES FOR OUT-PATIENT HEALTH CARE SERVICES AT LEAST ELEVEN TIMES IN THE PREVIOUS TWELVE MONTHS, THE HEALTH CARE FACILITY SHALL MAKE AVAILABLE THE HEALTH CARE PRICE FOR ONLY THOSE MOST COMMON IN-PATIENT AND OUT-PATIENT HEALTH CARE SERVICES OR PROCEDURE CODES THAT THE HEALTH CARE FACILITY USED AT LEAST ELEVEN TIMES IN THE PREVIOUS TWELVE MONTHS.".	36 37 38 39 40 41 42 43 44 45
Health & Human Services	After consideration on the merits, the Committee recommends that SB17-028 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	46 47 48 49
	Amend printed bill, page 2, line 8, after "REPORT" insert "THAT IS ASSIGNED FOR AN ASSESSMENT BY".	50 51 52
	Page 2, line 9, strike "RECEIVES".	53 54
	Page 3, strike line 1 and substitute "OR A SIGNIFICANT OTHER OR FAMILY MEMBER RESIDING IN THE HOME OF THE MEMBER OF THE ARMED".	55 56 57
	Page 3, line 6, strike "NEGLECT AND TO" and substitute "NEGLECT.".	58 59
	Page 3, strike lines 7 and 8.	60 61
	Page 3, line 14, after "TO" insert "ASSESSMENTS OF".	62 63
	Page 3, strike line 17 and substitute "ARMED FORCES OR A SPOUSE, OR A SIGNIFICANT OTHER OR FAMILY MEMBER RESIDING IN THE HOME OF".	64 65 66
	Page 3, line 20, strike "MANDATES" and substitute "IS CRITICAL FOR".	67

	Page 4, line 16, after "NEGLECT" insert "THAT IS ASSIGNED FOR AN ASSESSMENT AND".	1
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	Page 4, strike line 18 and substitute "ARMED FORCES OR A SPOUSE, OR A SIGNIFICANT OTHER OR FAMILY MEMBER RESIDING IN THE HOME OF".	4
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	Page 4, strike line 25 and substitute "ARMED FORCES OR A SPOUSE, OR A SIGNIFICANT OTHER OR FAMILY MEMBER RESIDING IN THE HOME OF".	7
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	Page 5, strike line 15 and substitute "A SPOUSE, OR A SIGNIFICANT OTHER OR FAMILY MEMBER RESIDING IN THE HOME OF THE MEMBER OF".	10
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	Page 6, lines 2 and 3, strike "SIGNIFICANT OTHER, OR FAMILY MEMBER OF" and substitute "OR A SIGNIFICANT OTHER OR FAMILY MEMBER RESIDING IN THE HOME OF".	13
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Health & Human Services	After consideration on the merits, the Committee recommends that SB17-011 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	18
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	Amend printed bill, page 6, line 25, strike "SEVEN" and substitute "EIGHT".	22
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	Page 7, line 14, strike "AND".	25
		26
	Page 7, line 16, strike "DESIGNEE." and substitute "DESIGNEE; AND (VIII) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TRANSPORTATION OR THE EXECUTIVE DIRECTOR'S DESIGNEE.".	27
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Committee of the Whole	On motion of Senator Garcia, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Garcia was called to act as Chair.	33
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	GENERAL ORDERS -- SECOND READING OF BILLS --	37
	CONSENT CALENDAR	38
		39
	The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:	40
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SB17-018	by Senator(s) Moreno, Kerr, Tate; also Representative(s) Arndt, Thurlow--Concerning a correction to an amending clause in Senate Bill 16-146 related to the repeal of part 14 of article 4 of title 25.	44
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	Ordered engrossed and placed on the calendar for third reading and final passage.	48
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SB17-020	by Senator(s) Cooke; also Representative(s) Melton and Ginal--Concerning the establishment of a uniform approval standard for fire and police pension association statewide plan elections.	50
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	Ordered engrossed and placed on the calendar for third reading and final passage.	54
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SB17-013	by Senator(s) Jones; also Representative(s) Danielson and Van Winkle, Ginal, Lontine, Melton, Salazar--Concerning authorization of the board of directors of the fire and police pension association to develop a multi-employer deferred compensation plan document.	56
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	Ordered engrossed and placed on the calendar for third reading and final passage.	60
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SB17-046	by Senator(s) Tate, Kerr, Moreno; also Representative(s) Arndt, Thurlow--Concerning the modernization of procedures pertaining to warrants and checks not yet presented to the state treasurer for payment.	62
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	Ordered engrossed and placed on the calendar for third reading and final passage.	66
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ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR

On motion of Senator Garcia, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	E	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-018, SB17-020, SB17-013, SB17-046.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB17-031, SB17-048, SB17-034, SB17-005) of Friday, January 27 was laid over until Monday, January 30, retaining its place on the calendar.

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor John W. Hickenlooper were read and assigned to committees as follows:

September 23, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
BOARD OF MORTGAGE LOAN ORIGINATORS

for a term expiring August 10, 2020:

Miriam Peña Garcia of Denver, Colorado, to serve as a member of the public at large, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/13/2016
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

December 12, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBER OF THE
COLORADO WILDLIFE HABITAT STAMP COMMITTEE

for a term expiring December 31, 2019:

Andrew Christian Treharne of Denver, Colorado, to serve as a sportsperson, and occasioned by the resignation of Kyle Miller of Denver, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/4/2017
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR17-002.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

January 27, 2017

Mr. President:

The House has adopted and transmits herewith HJR17-1005, HJR17-1006, HJR17-1007, HJR17-1008, HJR17-1009, HJR17-1010, HJR17-1011, HJR17-1012 as printed in House Journal, January 27, 2017.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

- SJR17-007** by Senator(s) Sonnenberg; also Representative(s) Becker J.--Concerning the designation of January 30, 2017, as Colorado 4-H day
Laid over one day under Senate Rule 30(b).
- HJR17-1005** by Representative(s) Foote and Ransom; also Senator(s) Marble and Guzman, Garcia-- Concerning recognition of Military, Veterans, and MIA/POW Appreciation Day.
Laid over one day under Senate Rule 30(e).
- HJR17-1006** by Representative(s) Esgar and Navarro; also Senator(s) Gardner and Garcia--Concerning the U.S.S. Pueblo.
Laid over one day under Senate Rule 30(e).

HJR17-1007	by Representative(s) Exum and Neville P.; also Senator(s) Crowder and Kagan-- Concerning recognition of one hundred years of service by the 4th Infantry Division. Laid over one day under Senate Rule 30(e).	1 2 3 4
HJR17-1008	by Representative(s) Lee and Wilson; also Senator(s) Lambert and Merrifield-- Concerning the 150th anniversary of Canada and Colorado's relationship with Canada through the North American Aerospace Defense Command. Laid over one day under Senate Rule 30(e).	5 6 7 8 9
HJR17-1009	by Representative(s) Michaelson Jenet and Williams D.; also Senator(s) Holbert and Zenzinger--Concerning commemorating the seventy-fifth anniversary of the attack on Pearl Harbor. Laid over one day under Senate Rule 30(e).	10 11 12 13 14
HJR17-1010	by Representative(s) Lontine and Willett; also Senator(s) Hill and Todd--Concerning the defense industry in Colorado. Laid over one day under Senate Rule 30(e).	15 16 17 18
HJR17-1011	by Representative(s) Carver and Weissman, Lee; also Senator(s) Lambert and Fields, Merrifield--Concerning the thirty-fifth anniversary of the United States Air Force Space Command. Laid over one day under Senate Rule 30(e).	19 20 21 22 23
HJR17-1012	by Representative(s) Lebsock and Sias; also Senator(s) Grantham and Donovan-- Concerning recognition of military personnel from Colorado who have served around the world in the ongoing war against terrorism and honoring those who have died while serving the cause of freedom. Laid over one day under Senate Rule 30(e).	24 25 26 27 28 29 30
INTRODUCTION OF BILLS -- FIRST READING		31
The following bills were read by title and referred to the committees indicated:		32 33
SB17-096	by Senator(s) Lambert, Cooke, Grantham, Lundberg; also Representative(s) Lundeen, Williams D.--Concerning creation of a grant program to support a shared peace officer auxiliary. Judiciary	34 35 36 37 38 39
SB17-097	by Senator(s) Martinez Humenik, Court, Gardner, Lundberg, Moreno; also Representative(s) Coleman--Concerning the presumption that a conveyance of an interest in land also conveys an interest in adjoining property consisting of a vacated right-of-way. Judiciary	40 41 42 43 44
SB17-098	by Senator(s) Kefalas; also Representative(s) Ginal--Concerning mobile home parks, and, in connection therewith, promoting home ownership, protecting property rights, and providing incentives to local governments to preserve and develop mobile home park communities. State, Veterans, & Military Affairs	45 46 47 48 49 50
SB17-099	by Senator(s) Kerr, Aguilar, Fenberg, Garcia, Guzman, Jones, Kefalas, Merrifield, Moreno, Williams A.; also Representative(s) Rosenthal--Concerning adoption of an agreement among the states to elect the president of the United States by national popular vote. State, Veterans, & Military Affairs	51 52 53 54 55
SB17-100	by Senator(s) Sonnenberg; --Concerning qualified immunity for persons performing land stewardship activities on public lands. Agriculture, Natural Resources, & Energy	56 57 58 59
SB17-101	by Senator(s) Todd, Merrifield, Kagan, Kerr; also Representative(s) Carver--Concerning the state assessments administered in public schools. Education	60 61 62 63
SB17-102	by Senator(s) Zenzinger; also Representative(s) Pettersen--Concerning prohibitions affecting the student information that school service providers collect. Education	64 65 66 67

SB17-103	by Senator(s) Merrifield, Todd, Kerr, Zenzinger, Jones; --Concerning implementing research-based early learning strategies as corrective actions in the public elementary and secondary education accountability system. Education	1 2 3 4 5
SB17-104	by Senator(s) Donovan; --Concerning the requirement that a health insurance carrier offer a catastrophic plan in certain geographic rating areas. Business, Labor, & Technology	6 7 8 9
SB17-105	by Senator(s) Garcia, Cooke, Fenberg, Jones; --Concerning consumers' right to know their electric utility charges by requiring investor-owned electric utilities to provide their customers with a comprehensive breakdown of cost on their monthly bills. Agriculture, Natural Resources, & Energy	10 11 12 13 14
SB17-106	by Senator(s) Aguilar and Coram, Kefalas; also Representative(s) Singer--Concerning the continuation of the regulation of naturopathic doctors by the director of the division of professions and occupations in the department of regulatory agencies, and, in connection therewith, implementing the department's sunset review recommendations. Health & Human Services	15 16 17 18 19 20
SB17-107	by Senator(s) Merrifield, Fenberg, Kerr, Todd, Zenzinger; also Representative(s) McLachlan--Concerning measures to reward public education entities that provide student access to arts education programs. State, Veterans, & Military Affairs	21 22 23 24 25
SB17-108	by Senator(s) Crowder, Aguilar, Kefalas; also Representative(s) Buckner--Concerning continuation of the regulation of speech-language pathologists by the director of the division of professions and occupations, and, in connection therewith, implementing the recommendations of the 2016 sunset report of the department of regulatory agencies. Health & Human Services	26 27 28 29 30 31
SB17-109	by Senator(s) Donovan; also Representative(s) Arndt--Concerning the use of industrial hemp in products designed for consumption. Agriculture, Natural Resources, & Energy	32 33 34 35
SB17-110	by Senator(s) Crowder and Kefalas; --Concerning expanding the number of unrelated children to no more than four to qualify for license-exempt family child care. Health & Human Services	36 37 38 39
SB17-111	by Senator(s) Neville T.; also Representative(s) Michaelson Jenet and Gray--Concerning measures to address medical marijuana inventory shortfalls. Business, Labor, & Technology	40 41 42 43
SB17-112	by Senator(s) Neville T., Court, Hill, Jahn, Kerr, Tate, Smallwood; also Representative(s) Pabon, Covarrubias, Lawrence, Thurlow, Van Winkle, Leonard, Liston--Concerning a clarification of the effect of statutes of limitations on the dispute resolution process when a taxpayer owes sales or use tax to one local government but has erroneously paid the disputed tax to another local government. Finance	44 45 46 47 48 49 50
SB17-113	by Senator(s) Neville T.; also Representative(s) Everett--Concerning a requirement that the total employer contribution rates for public employees' retirement association employers in the 2018 calendar year are the maximum total employer contribution rates for future calendar years. Finance	51 52 53 54 55 56
SB17-114	by Senator(s) Moreno; --Concerning accountability in the elementary and secondary public education system. Education	57 58 59 60
SB17-115	by Senator(s) Cooke; also Representative(s) Willett and Foote--Concerning an expansion of the exception to the crime of possession of sexually exploitative material for persons involved in sexually exploitative material cases. Judiciary	61 62 63 64

SB17-116	by Senator(s) Neville T., Baumgardner, Cooke, Coram, Crowder, Gardner, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Priola, Scott, Smallwood, Sonnenberg; also Representative(s) Van Winkle, Buck, Covarrubias, Everett, Humphrey, Leonard, Lundeen, Navarro, Neville P., Nordberg, Ransom, Saine, Sias, Williams D.--Concerning allowing a law-abiding person to carry a concealed handgun without a permit, and, in connection therewith, preserving current laws restricting the carrying of concealed handguns on certain property including public schools. State, Veterans, & Military Affairs	1 2 3 4 5 6 7 8 9
SB17-117	by Senator(s) Coram, Cooke; also Representative(s) Catlin and Valdez--Concerning confirmation that industrial hemp is a recognized agricultural product for which a person with a water right decreed for agricultural use may use the water subject to the water right for industrial hemp cultivation. Agriculture, Natural Resources, & Energy	10 11 12 13 14 15
SB17-118	by Senator(s) Fields; also Representative(s) Weissman--Concerning consumer information on postsecondary training programs. State, Veterans, & Military Affairs	16 17 18 19
SB17-119	by Senator(s) Court; --Concerning calculating the number of property tax mills each school district is required to levy for total program funding in school finance. State, Veterans, & Military Affairs	20 21 22 23
SB17-120	by Senator(s) Gardner; --Concerning the requirement of United States citizenship to be a peace officer in Colorado. Judiciary	24 25 26 27
SB17-121	by Senator(s) Crowder and Lundberg; also Representative(s) Danielson and Landgraf--Concerning improving medicaid client correspondence. Health & Human Services	28 29 30 31
SB17-122	by Senator(s) Tate; --Concerning the duties of the fallen heroes memorial commission, and, in connection therewith, repealing the commission and shifting all remaining responsibilities to the state capitol building advisory committee. State, Veterans, & Military Affairs	32 33 34 35 36
SB17-123	by Senator(s) Priola and Zenzinger; also Representative(s) Hamner and Wilson--Concerning a high school diploma endorsement for biliteracy. Education	37 38 39 40
SB17-124	by Senator(s) Moreno and Martinez Humenik, Kerr, Tate; also Representative(s) Nordberg and Hooton, Arndt, Thurlow--Concerning a correction to the "Colorado Uniform Trust Decanting Act". Finance	41 42 43 44 45
SB17-125	by Senator(s) Guzman; also Representative(s) Pabon--Concerning allowing certain persons who have been exonerated of crimes to receive in lump-sum payments compensation that is owed to them by the state. Judiciary Finance	46 47 48 49 50 51
SB17-126	by Senator(s) Guzman and Gardner; also Representative(s) Hamner and Willett--Concerning the Colorado domestic violence fatality review board. Judiciary	52 53 54 55
SB17-127	by Senator(s) Tate; also Representative(s) Pabon--Concerning an expansion of the exemption from the requirements that apply to a mortgage loan originator to include up to three loans per year without compensation between family members. Business, Labor, & Technology	56 57 58 59 60
SB17-128	by Senator(s) Fields; also Representative(s) Bridges--Concerning policies relating to violations of codes of behavior at institutions of higher education. State, Veterans, & Military Affairs	61 62 63 64 65

Journal correction:

Page 66, line 10, strike "SB17-006." and substitute "SB17-015.".

On motion of Majority Leader Holbert, the Senate adjourned until 10:00 a.m., Monday, January 30, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

20th Legislative Day Monday, January 30, 2017

Prayer By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.

Call to Order By the President at 10:00 a.m.

Roll Call Present--35

Quorum The President announced a quorum present.

Pledge By Senator Gardner.

Reading of the Journal On motion of Senator Smallwood, reading of the Journal of Friday, January 27, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB17-096, 097, 098, 099, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, and 128; SJR17-007.

Correctly Engrossed: SB17-013, 018, 020, and 046.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

HJR17-1004 by Representative(s) Mitsch Bush, Arndt, Becker J.; also Senator(s) Baumgardner, Sonnenberg--Concerning funding for the prevention of aquatic nuisance species in Colorado.

Laid over one day under Senate Rule 30(e).

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of resolutions.

CONSIDERATION OF RESOLUTIONS

SJR17-007 by Senator(s) Sonnenberg; also Representative(s) Becker J.--Concerning the designation of January 30, 2017, as Colorado 4-H day.

On motion of Senator Sonnenberg, the resolution was read at length and **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Hill, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Tate, Todd, Williams A., and Zenzinger.

HJR17-1005 by Representative(s) Foote and Ransom; also Senator(s) Marble and Guzman, Garcia--Concerning recognition of Military, Veterans, and MIA/POW Appreciation Day.

On motion of Senator Marble, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Gardner, Grantham, Hill, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

HJR17-1006 by Representative(s) Esgar and Navarro; also Senator(s) Gardner and Garcia--Concerning the U.S.S. Pueblo.

On motion of Senator Gardner, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Grantham, Guzman, Hill, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

HJR17-1007 by Representative(s) Exum and Neville P.; also Senator(s) Crowder and Kagan--
Concerning recognition of one hundred years of service by the 4th Infantry Division.

On motion of Senator Crowder, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Hill, Holbert, Jahn, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

HJR17-1008 by Representative(s) Lee and Wilson; also Senator(s) Lambert and Merrifield--
Concerning the 150th anniversary of Canada and Colorado's relationship with Canada through the North American Aerospace Defense Command.

On motion of Senator Lambert, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Hill, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

HJR17-1009 by Representative(s) Michaelson Jenet and Williams D.; also Senator(s) Holbert and Zenzinger--Concerning commemorating the seventy-fifth anniversary of the attack on Pearl Harbor.

On motion of Majority Leader Holbert, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Hill, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, and Williams A.

HJR17-1010 by Representative(s) Lontine and Willett; also Senator(s) Hill and Todd--Concerning the defense industry in Colorado.

On motion of Senator Hill, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Williams A., and Zenzinger.

HJR17-1011 by Representative(s) Carver and Weissman, Lee; also Senator(s) Lambert and Fields, Merrifield--Concerning the thirty-fifth anniversary of the United States Air Force Space Command.

On motion of Senator Lambert, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Garcia, Gardner, Grantham, Guzman, Hill, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

HJR17-1012 by Representative(s) Lebsock and Sias; also Senator(s) Grantham and Donovan--Concerning recognition of military personnel from Colorado who have served around the world in the ongoing war against terrorism and honoring those who have died while serving the cause of freedom.

On motion of President Grantham, the resolution was read at length and **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Fenberg, Fields, Garcia, Gardner, Guzman, Hill, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-018 by Senator(s) Moreno, Kerr, Tate; also Representative(s) Arndt, Thurlow--Concerning a correction to an amending clause in Senate Bill 16-146 related to the repeal of part 14 of article 4 of title 25.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Martinez Humenik.

SB17-020 by Senator(s) Cooke; also Representative(s) Melton and Ginal--Concerning the establishment of a uniform approval standard for fire and police pension association statewide plan elections.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Guzman, Jones, Kerr, Merrifield, Williams A., and Zenzinger.

SB17-013 by Senator(s) Jones; also Representative(s) Danielson and Van Winkle, Ginal, Lontine, Melton, Salazar--Concerning authorization of the board of directors of the fire and police pension association to develop a multi-employer deferred compensation plan document.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Kerr, Todd, and Zenzinger.

SB17-046by Senator(s) Tate, Kerr, Moreno; also Representative(s) Arndt, Thurlow--Concerning the modernization of procedures pertaining to warrants and checks not yet presented to the state treasurer for payment.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Crowder, Gardner, Grantham, Holbert, Martinez Humenik, Neville T., Priola, Scott, Smallwood, and Sonnenberg.

Committee of the WholeOn motion of Senator Cooke, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Cooke was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-024by Senator(s) Fields; also Representative(s) Young--Concerning the hearsay exception for persons with an intellectual and developmental disability when a defendant is charged with a crime against an at-risk person.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB17-058by Senator(s) Baumgardner; also Representative(s) Singer--Concerning the authority of certain individuals to purchase alcohol beverages for a premises licensed to sell alcohol beverages for consumption on the licensed premises.

Ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR

On motion of Senator Cooke, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-024, SB17-058

Committee of the Whole On motion of Senator Cooke, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Cooke was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-031 by Senator(s) Tate, Kerr, Moreno; also Representative(s) Arndt, Thurlow--Concerning the scheduled repeal of reports by the department of corrections to the general assembly.

Amendment No. 1(L.002), by Senator Fields.

Amend printed bill, page 6, strike lines 24 through 27.

Strike page 7 and substitute:

"SECTION 12. Act subject to petition - effective date. Section 2 of this act takes effect January 1, 2022, and the remainder of this act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor; except that section 2 of this act takes effect January 1, 2022."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB17-034 by Senator(s) Jones and Lundberg, Kefalas; also Representative(s) Foote and McKean--Concerning extension of the period following the declaration by the governor of a disaster emergency in a county within which the board of county commissioners of the county may transfer county general fund money to the county road and bridge fund for the purposes of disaster response and recovery.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB17-048 by Senator(s) Cooke; also Representative(s) Willett--Concerning requiring an officer to arrest an offender who escapes from an intensive supervision program in the department of corrections.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, January 24, page 65 and placed in members' bill files.)

Amendment No. 2(L.007), by Senator Kagan.

Amend the Judiciary Committee Report, dated January 23, 2017, page 1, line 11, strike "OFFICER." and substitute "OFFICER. HOWEVER, BEFORE AN OFFICER ARRESTS AN OFFENDER PURSUANT TO THIS SUBSECTION (2), THE OFFICER, IF PRACTICABLE, SHALL DETERMINE THAT THE NOTIFICATION OF REMOVAL OR TAMPERING WAS NOT MERELY THE RESULT OF AN EQUIPMENT MALFUNCTION."

Page 1, strike lines 13 through 17 and substitute:

"(a) "PEACE OFFICER" MEANS A CERTIFIED PEACE OFFICER DESCRIBED IN SECTION 16-2.5-102.

(b) "TAMPERING" HAS THE SAME MEANING AS SET FORTH IN SECTION 17-1-102 (8.5)."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

Page 98	Senate Journal-20th Day-January 30, 2017	
SB17-005	by Senator(s) Holbert; also Representative(s) Neville P.--Concerning handgun safety training courses for school employees, and, in connection therewith, permitting certain school employees to carry concealed handguns in public schools.	1 2 3 4
	Laid over until Friday, February 3, retaining its place on the calendar.	5 6 7
SB17-043	by Senator(s) Moreno and Hill; also Representative(s) Pabon and Neville P.--Concerning eliminating the requirement for a medical certificate for drivers of personal vehicles who provide transportation services for transportation network companies.	8 9 10 11
	Ordered engrossed and placed on the calendar for third reading and final passage.	12 13 14
SB17-008	by Senator(s) Hill; also Representative(s) Lebsock--Concerning legalizing certain knives.	15 16
	Ordered engrossed and placed on the calendar for third reading and final passage.	17 18 19
SB17-025	by Senator(s) Holbert and Baumgardner; also Representative(s) Singer--Concerning the development of marijuana education materials.	20 21 22 23
	<u>Amendment No. 1, Business, Labor & Technology Committee Amendment.</u> (Printed in Senate Journal, January 26, page 73 and placed in members' bill files.)	24 25 26 27
	<u>Amendment No. 2(L.003), by Senator Holbert.</u>	28 29
	Amend printed bill, page 2, line 5, after "(1)" insert "(a)".	30 31
	Page 2, after line 9 insert:	32 33
	"(b) THE RESOURCE BANK CREATED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION MAY BE KNOWN AS THE "JACK SPLIT MEMORIAL MARIJUANA RESOURCE BANK".	34 35 36 37
	<u>Amendment No. 3(L.004), by Senator Holbert.</u>	38 39 40
	Amend the Business, Labor, & Technology Committee Report, dated January 25, 2017, page 1, line 3, strike "CURRICULA." and substitute "CURRICULA. IN CREATING THE RESOURCE BANK AND CURRICULA, THE DEPARTMENT SHALL SOLICIT INPUT FROM PERSONS LICENSED PURSUANT TO ARTICLES 43.3 AND 43.4 OF TITLE 12.".	41 42 43 44 45 46
	<u>Amendment No. 4(L.005), by Senator Holbert.</u>	47 48 49
	Amend printed bill, page 2, after line 17 insert:	50 51
	"(3) AFTER THE RESOURCE BANK AND CURRICULA ARE AVAILABLE, SCHOOL DISTRICTS, CHARTER SCHOOLS, AND BOARDS OF COOPERATIVE SERVICES ARE ENCOURAGED TO REPORT TO THE DEPARTMENT ON THE EFFECTIVENESS OF THE RESOURCE BANK AND CURRICULA AND TO RECOMMEND CHANGES TO IMPROVE THE RESOURCE BANK OR CURRICULA. THE DEPARTMENT IS ENCOURAGED TO UPDATE THE RESOURCE BANK AND CURRICULA BASED ON RECOMMENDATIONS FROM SCHOOL DISTRICTS, CHARTER SCHOOLS, AND BOARDS OF COOPERATIVE SERVICES."	52 53 54 55 56 57 58 59 60 61 62
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	63 64

SB17-001 by Senator(s) Neville T., Cooke, Crowder, Gardner, Grantham, Holbert, Lambert, Lundberg, Marble, Priola, Scott, Smallwood, Sonnenberg; also Representative(s) Neville P.--Concerning methods to alleviate the fiscal impact of state regulations on small businesses, and, in connection therewith, enacting the "Regulatory Relief Act of 2017".

Amendment No. 1(L.004), by Senator Kerr.

Amend printed bill, page 4, after line 10, insert:

"(e) RULES ADOPTED BY THE SECRETARY OF STATE RELATING TO THE REGULATION OF LOBBYISTS PURSUANT TO PART 3 OF ARTICLE 6 OF TITLE 24;".

Reletter succeeding paragraphs accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB17-016 by Senator(s) Neville T. and Jahn; also Representative(s) Nordberg--Concerning the optional creation of a child protection team by a county.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, January 26, page 74 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Cooke, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-031 as amended, SB17-034, SB17-048 as amended, SB17-043, SB17-008, SB17-025 as amended, SB17-001 as amended, SB17-016 as amended.

Laid over until Friday, February 3: SB17-005.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Tuesday, January 31, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

21st Legislative Day Tuesday, January 31, 2017

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

Call to Order By the President at 9:00 a.m.

Roll Call Present--33
Excused--2, Martinez Humenik, Sonnenberg.
Present later--1, Martinez Humenik.

Quorum The President announced a quorum present.

Pledge By Senator Gardner.

Reading of the Journal On motion of Senator Smallwood, reading of the Journal of Monday, January 30, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that SB17-017 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, strike everything below the enacting clause and substitute:

"SECTION 1. In Colorado Revised Statutes, 25-1.5-106, amend (2)(a.5)(II), (2)(a.5)(III), (2)(d.5) introductory portion, (3)(a)(VI), (5) introductory portion, (5)(b), (5)(d)(III), (5)(d)(IV), (9)(a), (9)(b), (12)(b)(VII), (14), and (16)(a); and add (2)(a.7), (2)(d.3), and (2.5) as follows:

25-1.5-106. Medical marijuana program - powers and duties of state health agency - rules - medical review board - medical marijuana program cash fund - subaccount - created - repeal.

(2) Definitions. In addition to the definitions set forth in section 14 (1) of article XVIII of the state constitution, as used in this section, unless the context otherwise requires:

(a.5) "Bona fide physician-patient relationship", for purposes of the medical marijuana program, means:

(II) The physician has consulted with the patient with respect to the patient's debilitating medical condition OR DISABLING MEDICAL CONDITION before the patient applies for a registry identification card; and

(III) The physician is available to or offers to provide follow-up care and treatment to the patient, including patient examinations, to determine the efficacy of the use of medical marijuana as a treatment of the patient's debilitating medical condition OR DISABLING MEDICAL CONDITION.

(a.7) "DISABLING MEDICAL CONDITION" MEANS ACUTE STRESS DISORDER OR POST-TRAUMATIC STRESS DISORDER.

(d.3) "PATIENT" MEANS A PERSON WHO HAS A DEBILITATING MEDICAL CONDITION OR DISABLING MEDICAL CONDITION.

(d.5) "Primary caregiver" means a natural person, other than the patient or the patient's physician, who is eighteen years of age or older and has significant responsibility for managing the well-being of a patient who has a debilitating medical condition OR DISABLING MEDICAL

CONDITION. A primary caregiver may have one or more of the following relationships:

(2.5) (a) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTIONS (2.5)(h) AND (2.5)(i) OF THIS SECTION AND SECTION 18-18-406.3, A PATIENT WITH A DISABLING MEDICAL CONDITION OR HIS OR HER PRIMARY CAREGIVER CHARGED WITH A VIOLATION OF THE STATE'S CRIMINAL LAWS RELATED TO THE PATIENT'S MEDICAL USE OF MARIJUANA WILL BE DEEMED TO HAVE ESTABLISHED AN AFFIRMATIVE DEFENSE TO SUCH ALLEGATION WHERE:

(I) THE PATIENT WAS PREVIOUSLY DIAGNOSED BY A PHYSICIAN AS HAVING A DISABLING MEDICAL CONDITION;

(II) THE PATIENT WAS ADVISED BY HIS OR HER PHYSICIAN, IN THE CONTEXT OF A BONA FIDE PHYSICIAN-PATIENT RELATIONSHIP, THAT THE PATIENT MIGHT BENEFIT FROM THE MEDICAL USE OF MARIJUANA IN CONNECTION WITH A DISABLING MEDICAL CONDITION; AND

(III) THE PATIENT AND HIS OR HER PRIMARY CAREGIVER WERE COLLECTIVELY IN POSSESSION OF AMOUNTS OF MARIJUANA ONLY AS PERMITTED UNDER THIS SECTION.

(b) THE AFFIRMATIVE DEFENSE IN SUBSECTION (2.5)(a) OF THIS SECTION DOES NOT EXCLUDE THE ASSERTION OF ANY OTHER DEFENSE WHERE A PATIENT OR PRIMARY CAREGIVER IS CHARGED WITH A VIOLATION OF STATE LAW RELATED TO THE PATIENT'S MEDICAL USE OF MARIJUANA.

(c) IT IS AN EXCEPTION FROM THE STATE'S CRIMINAL LAWS FOR ANY PATIENT WITH A DISABLING MEDICAL CONDITION OR HIS OR HER PRIMARY CAREGIVER IN LAWFUL POSSESSION OF A REGISTRY IDENTIFICATION CARD TO ENGAGE OR ASSIST IN THE MEDICAL USE OF MARIJUANA, EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (2.5)(h) OF THIS SECTION OR SECTION 18-18-406.3.

(d) IT IS AN EXCEPTION FROM THE STATE'S CRIMINAL LAWS FOR ANY PHYSICIAN TO:

(I) ADVISE A PATIENT WHOM THE PHYSICIAN HAS DIAGNOSED AS HAVING A DISABLING MEDICAL CONDITION ABOUT THE RISKS AND BENEFITS OF THE MEDICAL USE OF MARIJUANA OR THAT HE OR SHE MIGHT BENEFIT FROM THE MEDICAL USE OF MARIJUANA, PROVIDED THAT SUCH ADVICE IS BASED UPON THE PHYSICIAN'S CONTEMPORANEOUS ASSESSMENT OF THE PATIENT'S MEDICAL HISTORY AND CURRENT MEDICAL CONDITION AND A BONA FIDE PHYSICIAN-PATIENT RELATIONSHIP; OR

(II) PROVIDE A PATIENT WITH WRITTEN DOCUMENTATION, BASED UPON THE PHYSICIAN'S CONTEMPORANEOUS ASSESSMENT OF THE PATIENT'S MEDICAL HISTORY AND CURRENT MEDICAL CONDITION AND A BONA FIDE PHYSICIAN-PATIENT RELATIONSHIP, STATING THAT THE PATIENT HAS A DISABLING MEDICAL CONDITION AND MIGHT BENEFIT FROM THE MEDICAL USE OF MARIJUANA. NO PHYSICIAN SHALL BE DENIED ANY RIGHTS OR PRIVILEGES FOR THE ACTS AUTHORIZED BY THIS SECTION.

(e) NOTWITHSTANDING THE FOREGOING PROVISIONS, NO PERSON, INCLUDING A PATIENT WITH A DISABLING MEDICAL CONDITION OR HIS OR HER PRIMARY CAREGIVER, IS ENTITLED TO THE PROTECTION OF THIS SECTION FOR HIS OR HER ACQUISITION, POSSESSION, MANUFACTURE, PRODUCTION, USE, SALE, DISTRIBUTION, DISPENSING, OR TRANSPORTATION OF MARIJUANA FOR ANY USE OTHER THAN MEDICAL USE.

(f) ANY PROPERTY INTEREST THAT IS POSSESSED, OWNED, OR USED BY A PATIENT WITH A DISABLING MEDICAL CONDITION OR HIS OR HER PRIMARY CAREGIVER IN CONNECTION WITH THE MEDICAL USE OF MARIJUANA OR ACTS INCIDENTAL TO SUCH USE SHALL NOT BE HARMED, NEGLECTED, INJURED, OR DESTROYED WHILE IN THE POSSESSION OF STATE OR LOCAL LAW ENFORCEMENT OFFICIALS WHERE SUCH PROPERTY HAS BEEN SEIZED IN CONNECTION WITH THE CLAIMED MEDICAL USE OF MARIJUANA. ANY SUCH PROPERTY INTEREST SHALL NOT BE FORFEITED UNDER ANY PROVISION OF STATE LAW PROVIDING FOR THE FORFEITURE OF PROPERTY OTHER THAN AS A SENTENCE IMPOSED AFTER CONVICTION OF A CRIMINAL OFFENSE OR ENTRY OF A PLEA OF GUILTY TO SUCH OFFENSE. MARIJUANA AND PARAPHERNALIA SEIZED BY STATE OR LOCAL LAW ENFORCEMENT OFFICIALS FROM A PATIENT OR PRIMARY CAREGIVER IN CONNECTION WITH THE CLAIMED MEDICAL USE OF MARIJUANA MUST BE RETURNED IMMEDIATELY UPON THE DETERMINATION OF THE DISTRICT

ATTORNEY OR HIS OR HER DESIGNEE THAT THE PATIENT OR PRIMARY CAREGIVER IS ENTITLED TO THE PROTECTION CONTAINED IN THIS SECTION AS MAY BE EVIDENCED, FOR EXAMPLE, BY A DECISION NOT TO PROSECUTE, THE DISMISSAL OF CHARGES, OR ACQUITTAL.

(g) (I) A PATIENT WITH A DISABLING MEDICAL CONDITION MAY ENGAGE IN THE MEDICAL USE OF MARIJUANA, WITH NO MORE MARIJUANA THAN IS MEDICALLY NECESSARY TO ADDRESS A DISABLING MEDICAL CONDITION. THE MEDICAL USE OF MARIJUANA BY A PATIENT WITH A DISABLING MEDICAL CONDITION IS LAWFUL WITHIN THE FOLLOWING LIMITS:

(A) NO MORE THAN TWO OUNCES OF A USABLE FORM OF MARIJUANA; AND

(B) NO MORE THAN SIX MARIJUANA PLANTS, WITH THREE OR FEWER BEING MATURE, FLOWERING PLANTS THAT ARE PRODUCING A USABLE FORM OF MARIJUANA.

(II) FOR QUANTITIES OF MARIJUANA IN EXCESS OF THESE AMOUNTS, A PATIENT OR HIS OR HER PRIMARY CAREGIVER MAY RAISE AS AN AFFIRMATIVE DEFENSE TO CHARGES OF VIOLATION OF STATE LAW THAT SUCH GREATER AMOUNTS WERE MEDICALLY NECESSARY TO ADDRESS THE PATIENT'S DISABLING MEDICAL CONDITION.

(h) (I) NO PATIENT WITH A DISABLING MEDICAL CONDITION SHALL:

(A) ENGAGE IN THE MEDICAL USE OF MARIJUANA IN A WAY THAT ENDANGERS THE HEALTH OR WELL-BEING OF ANY PERSON; OR

(B) ENGAGE IN THE MEDICAL USE OF MARIJUANA IN PLAIN VIEW OF, OR IN A PLACE OPEN TO, THE GENERAL PUBLIC.

(II) IN ADDITION TO ANY OTHER PENALTIES PROVIDED BY LAW, THE STATE HEALTH AGENCY SHALL REVOKE FOR A PERIOD OF ONE YEAR THE REGISTRY IDENTIFICATION CARD OF ANY PATIENT FOUND TO HAVE WILLFULLY VIOLATED THE PROVISIONS OF THIS SECTION.

(i) NOTWITHSTANDING THE PROVISIONS OF THIS SUBSECTION (2.5), NO PATIENT WITH A DISABLING MEDICAL CONDITION UNDER EIGHTEEN YEARS OF AGE SHALL ENGAGE IN THE MEDICAL USE OF MARIJUANA UNLESS:

(I) TWO PHYSICIANS HAVE DIAGNOSED THE PATIENT AS HAVING A DISABLING MEDICAL CONDITION;

(II) ONE OF THE PHYSICIANS REFERRED TO IN SUBSECTION (2.5)(i)(I) OF THIS SECTION HAS EXPLAINED THE POSSIBLE RISKS AND BENEFITS OF THE MEDICAL USE OF MARIJUANA TO THE PATIENT AND EACH OF THE PATIENT'S PARENTS RESIDING IN COLORADO;

(III) THE PHYSICIAN REFERRED TO IN SUBSECTION (2.5)(i)(II) OF THIS SECTION HAS PROVIDED THE PATIENT WITH THE WRITTEN DOCUMENTATION SPECIFYING THAT THE PATIENT HAS BEEN DIAGNOSED WITH A DISABLING MEDICAL CONDITION AND THE PHYSICIAN HAS CONCLUDED THAT THE PATIENT MIGHT BENEFIT FROM THE MEDICAL USE OF MARIJUANA;

(IV) EACH OF THE PATIENT'S PARENTS RESIDING IN COLORADO CONSENT IN WRITING TO THE STATE HEALTH AGENCY TO PERMIT THE PATIENT TO ENGAGE IN THE MEDICAL USE OF MARIJUANA;

(V) A PARENT RESIDING IN COLORADO CONSENTS IN WRITING TO SERVE AS THE PATIENT'S PRIMARY CAREGIVER;

(VI) A PARENT SERVING AS A PRIMARY CAREGIVER COMPLETES AND SUBMITS AN APPLICATION FOR A REGISTRY IDENTIFICATION CARD AND THE WRITTEN CONSENTS REFERRED TO IN SUBSECTIONS (2.5)(i)(IV) AND (2.5)(i)(V) OF THIS SECTION TO THE STATE HEALTH AGENCY;

(VII) THE STATE HEALTH AGENCY APPROVES THE PATIENT'S APPLICATION AND TRANSMITS THE PATIENT'S REGISTRY IDENTIFICATION CARD TO THE PARENT DESIGNATED AS A PRIMARY CAREGIVER;

(VIII) THE PATIENT AND PRIMARY CAREGIVER COLLECTIVELY POSSESS AMOUNTS OF MARIJUANA NO GREATER THAN THOSE SPECIFIED IN SUBSECTION (2.5)(g) OF THIS SECTION; AND

(IX) THE PRIMARY CARE-GIVER CONTROLS THE ACQUISITION OF SUCH MARIJUANA AND THE DOSAGE AND FREQUENCY OF ITS USE BY THE PATIENT WITH A DISABLING MEDICAL CONDITION.

(3) **Rule-making.** (a) The state health agency shall, pursuant to section 14 of article XVIII of the state constitution, promulgate rules of administration concerning the implementation of the medical marijuana

program that specifically govern the following:

(VI) Communications with law enforcement officials about registry identification cards that have been suspended when a patient is no longer diagnosed as having a debilitating medical condition OR DISABLING MEDICAL CONDITION;

(5) **Physicians.** A physician who certifies a debilitating medical condition OR DISABLING MEDICAL CONDITION for an applicant to the medical marijuana program shall comply with all of the following requirements:

(b) After a physician, who has a bona fide physician-patient relationship with the patient applying for the medical marijuana program, determines, for the purposes of making a recommendation, that the patient has a debilitating medical condition OR DISABLING MEDICAL CONDITION and that the patient may benefit from the use of medical marijuana, the physician shall certify to the state health agency that the patient has a debilitating medical condition OR DISABLING MEDICAL CONDITION and that the patient may benefit from the use of medical marijuana. If the physician certifies that the patient would benefit from the use of medical marijuana based on a chronic or debilitating disease or medical condition OR DISABLING MEDICAL CONDITION, the physician shall specify the chronic or debilitating disease or medical condition OR DISABLING MEDICAL CONDITION and, if known, the cause or source of the chronic or debilitating disease or medical condition OR DISABLING MEDICAL CONDITION.

(d) A physician shall not:

(III) Examine a patient for purposes of diagnosing a debilitating medical condition OR A DISABLING MEDICAL CONDITION at a location where medical marijuana is sold or distributed; or

(IV) Hold an economic interest in an enterprise that provides or distributes medical marijuana if the physician certifies the debilitating medical condition OR DISABLING MEDICAL CONDITION of a patient for participation in the medical marijuana program.

(9) **Registry identification card required - denial - revocation - renewal.** (a) A PERSON WITH A DISABLING MEDICAL CONDITION MAY APPLY TO THE STATE HEALTH AGENCY FOR A REGISTRY IDENTIFICATION CARD. To be considered in compliance with the provisions of section 14 of article XVIII of the state constitution, this section, and the rules of the state health agency, a patient or primary caregiver shall have his or her registry identification card in his or her possession at all times that he or she is in possession of any form of medical marijuana and produce the same upon request of a law enforcement officer to demonstrate that the patient or primary caregiver is not in violation of the law; except that, if more than thirty-five days have passed since the date the patient or primary caregiver filed his or her medical marijuana program application and the state health agency has not yet issued or denied a registry identification card, a copy of the patient's or primary caregiver's application along with proof of the date of submission shall be in the patient's or primary caregiver's possession at all times that he or she is in possession of any form of medical marijuana until the state health agency issues or denies the registry identification card. A person who violates section 14 of article XVIII of the state constitution, this section, or the rules promulgated by the state health agency may be subject to criminal prosecution for violations of section 18-18-406. ~~C.R.S.~~

(b) The state health agency may deny a patient's or primary caregiver's application for a registry identification card or revoke the card if the state health agency, in accordance with article 4 of title 24, ~~C.R.S.~~, determines that the physician who diagnosed the patient's debilitating medical condition OR DISABLING MEDICAL CONDITION, the patient, or the primary caregiver violated section 14 of article XVIII of the state constitution, this section, or the rules promulgated by the state health agency pursuant to this section; except that, when a physician's violation is the basis for adverse action, the state health agency may only deny or revoke a patient's application or registry identification card when the physician's violation is related to the issuance of a medical marijuana recommendation.

(12) **Use of medical marijuana.** (b) A patient or primary caregiver shall not:

(VII) Use medical marijuana if the person does not have a debilitating medical condition OR DISABLING MEDICAL CONDITION as diagnosed by the person's physician in the course of a bona fide physician-patient relationship and for which the physician has recommended the use of medical marijuana.

(14) **Affirmative defense.** If a patient or primary caregiver raises an affirmative defense as provided in section 14 (4)(b) of article XVIII of the state constitution OR SUBSECTION (2.5)(g)(II) OF THIS SECTION, the patient's physician shall certify the specific amounts in excess of two ounces that are necessary to address the patient's debilitating medical condition OR DISABLING MEDICAL CONDITION and why such amounts are necessary. A patient who asserts this affirmative defense shall waive confidentiality privileges related to the condition or conditions that were the basis for the recommendation. If a patient, primary caregiver, or physician raises an exception to the state criminal laws as provided in section 14 (2)(b) or (2)(c) of article XVIII of the state constitution OR SUBSECTION (2.5)(c) OR (2.5)(d) OF THIS SECTION, the patient, primary caregiver, or physician waives the confidentiality of his or her records related to the condition or conditions that were the basis for the recommendation maintained by the state health agency for the medical marijuana program. Upon request of a law enforcement agency for such records, the state health agency shall only provide records pertaining to the individual raising the exception, and shall redact all other patient, primary caregiver, or physician identifying information.

(16) **Fees.** (a) The state health agency may collect fees from patients who, pursuant to section 14 of article XVIII of the state constitution OR SUBSECTION (9) OF THIS SECTION, apply to the medical marijuana program for a registry identification card for the purpose of offsetting the state health agency's direct and indirect costs of administering the program. The amount of the fees shall be set by rule of the state health agency. The amount of the fees set pursuant to this section shall reflect the actual direct and indirect costs of the state licensing authority in the administration and enforcement of this article so that the fees avoid exceeding the statutory limit on uncommitted reserves in administrative agency cash funds as set forth in section 24-75-402 (3). ~~C.R.S.~~ The state health agency shall not assess a medical marijuana registry application fee to an applicant who demonstrates, pursuant to a copy of the applicant's state tax return certified by the department of revenue, that the applicant's income does not exceed one hundred eighty-five percent of the federal poverty line, adjusted for family size. All fees collected by the state health agency through the medical marijuana program shall be transferred to the state treasurer who shall credit the same to the medical marijuana program cash fund, which fund is hereby created.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

SENATE SERVICES REPORT

Correctly Engrossed: SB17-001, 008, 016, 024, 025, 031, 034, 043, 048, and 058; SJR17-007.

Correctly Reengrossed: SB17-013, 018, 020, and 046.

Correctly Revised: HB17-1005, 1006, 1007, 1008, 1009, 1010, 1011, and 1012.

Correctly Enrolled: SJR17-002.

MESSAGE FROM THE HOUSE

January 20, 2017

Mr. President:

The House has adopted and returns herewith SJR17-007.

THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-024 by Senator(s) Fields; also Representative(s) Young--Concerning the hearsay exception for persons with an intellectual and developmental disability when a defendant is charged with a crime against an at-risk person.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	E
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	E	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Crowder, Fenberg, Gardner, Grantham, Guzman, Hill, Jahn, Jones, Kefalas, Kerr, Marble, Merrifield, Moreno, Priola, Scott, Todd, and Williams A.

SB17-058 by Senator(s) Baumgardner; also Representative(s) Singer--Concerning the authority of certain individuals to purchase alcohol beverages for a premises licensed to sell alcohol beverages for consumption on the licensed premises.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	E
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	E	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Crowder, Fields, Grantham, Holbert, Jones, Kerr, Marble, Moreno, Neville T., Priola, Scott, Smallwood, Todd, and Williams A.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Third Reading of Bills Calendar (SB17-031, SB17-034, SB17-048, SB17-043, SB17-008, SB17-025, SB17-001, SB17-016) of Tuesday, January 31, was laid over until Wednesday, February 1, retaining its place on the calendar.

Committee of the Whole On motion of Senator Hill, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Hill was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-030 by Senator(s) Baumgardner, Moreno, Sonnenberg; also Representative(s) Esgar-- Concerning the exemption from the schedules of controlled substances any anabolic steroid that is administered through injection into nonhuman species.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, January 27, page 81 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB17-052 by Senator(s) Kerr, Moreno, Tate; also Representative(s) Thurlow, Arndt--Concerning recommendations related to title 22 from the department of education to the statutory revision committee.

Ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR

On motion of Senator Hill, the report of the Committee of the Whole was adopted on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	E
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-030 as amended, SB17-052.

Committee of the Whole On motion of Senator Hill, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Hill was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-060 by Senator(s) Todd, Martinez Humenik; also Representative(s) Wilson--Concerning relocation of the Colorado student leaders institute from the office of the lieutenant governor to the department of higher education.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, January 27, page(s) 81-82 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB17-065

by Senator(s) Lundberg, Aguilar; --Concerning a requirement that health care providers disclose the charges they impose for common health care services when payment is made directly rather than by a third party.

Laid over until Friday, February 3, retaining its place on the calendar.

SB17-011

by Senator(s) Lambert, Lundberg; also Representative(s) Lawrence, Hamner, Rankin, Young--Concerning the creation of a technical demonstration forum to study solutions to improve transportation access for people with disabilities.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, January 27, page 83 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Hill, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	E
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-060 as amended, SB17-011 as amended.
Laid over until Friday, February 3: SB17-065.

CONSIDERATION OF RESOLUTIONS

HJR17-1004

by Representative(s) Mitsch Bush, Arndt, Becker J.; also Senator(s) Baumgardner, Sonnenberg--Concerning funding for the prevention of aquatic nuisance species in Colorado.

Laid over until Wednesday, February 1, retaining its place on the calendar.

Senate in recess.
Senate reconvened.

MESSAGE FROM THE HOUSE

January 31, 2017

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB17-1005, 1019, 1010, 1006, 1020, 1024, 1017, 1018.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB17-1030 amended as printed in House Journal, Tuesday, January 31, 2017.
HB17-1058 amended as printed in House Journal, Tuesday, January 31, 2017.
HB17-1050 amended as printed in House Journal, Tuesday, January 31, 2017.
HB17-1046 amended as printed in House Journal, Tuesday, January 31, 2017.
HB17-1060 amended as printed in House Journal, Tuesday, January 31, 2017.
HB17-1047 amended as printed in House Journal, Tuesday, January 31, 2017.
HB17-1067 amended as printed in House Journal, Tuesday, January 31, 2017.
HB17-1014 amended as printed in House Journal, Tuesday, January 31, 2017.

The House has adopted and transmits herewith HJR17-1013, as printed in House Journal, Tuesday, January 31, 2017.

MESSAGE FROM THE REVISOR OF STATUTES

January 31, 2017

We herewith transmit:

Without comment, HB17-1005, 1006, 1010, 1017, 1018, 1020, and 1024.
Without comment, as amended, HB17-1014, 1019, 1030, 1046, 1047, 1050, 1058, 1060, and 1067.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- SB17-129 by Senator(s) Sonnenberg; also Representative(s) Arndt and Becker J.--Concerning the electronic preservation of a plat recorded by a county clerk and recorder.
Local Government
- SB17-130 by Senator(s) Priola; --Concerning alignment of the number of hours of practical experience required to register as a sprinkler fitter with the number of hours of practical experience required to become licensed as a journeyman plumber.
Business, Labor, & Technology
- SB17-131 by Senator(s) Gardner; --Concerning the "Uniform Wage Garnishment Act".
Business, Labor, & Technology
- SB17-132 by Senator(s) Gardner; also Representative(s) Wist--Concerning enactment of the "Revised Uniform Law on Notarial Acts" as amended.
Business, Labor, & Technology
- SB17-133 by Senator(s) Tate; also Representative(s) Young--Concerning complaints by health care providers to the commissioner of insurance regarding the improper handling of benefit claims by health insurance carriers, and, in connection therewith, requiring additional reporting by the commissioner to the general assembly, requiring a determination by the commissioner of unfair or deceptive health insurance carrier practices, and imposing penalties.
Business, Labor, & Technology
- SB17-134 by Senator(s) Tate; also Representative(s) Herod and Nordberg--Concerning the exclusion of certain areas of an alcohol beverage licensee's operation in the application of penalties for certain violations.
Business, Labor, & Technology

SB17-135	by Senator(s) Marble; also Representative(s) Lewis--Concerning the removal of the requirement that licensed chiropractors who are registered to perform animal chiropractic obtain a veterinary medical clearance by a licensed veterinarian before performing an act that falls within an animal chiropractor's scope of practice on an animal patient. Agriculture, Natural Resources, & Energy	1 2 3 4 5 6
SB17-136	by Senator(s) Neville T. and Kagan, Marble, Holbert, Lundberg, Guzman, Williams A., Aguilar, Court, Crowder, Fenberg, Hill, Kerr, Lambert, Moreno, Priola, Sonnenberg, Tate, Todd; also Representative(s) Herod and Humphrey, Neville P., Leonard, Williams D., McKean, Melton, Coleman, Becker K., Esgar, Everett, Lebsock, Navarro, Pettersen, Ransom, Bridges--Concerning civil forfeiture reform. Judiciary	7 8 9 10 11 12 13
SB17-137	by Senator(s) Todd and Merrifield; --Concerning the continuation of the Colorado health service corps advisory council. Education	14 15 16 17
SB17-138	by Senator(s) Tate; also Representative(s) Foote--Concerning the role of election watchers in connection with the conduct of elections. State, Veterans, & Military Affairs	18 19 20 21
SB17-139	by Senator(s) Hill and Williams A.; also Representative(s) Pabon--Concerning the extension of the credit for tobacco products that a distributor ships or transports to an out-of-state consumer. Finance	22 23 24 25 26
SB17-140	by Senator(s) Sonnenberg; also Representative(s) Arndt and Becker J.--Concerning the Torrens title registration system. Local Government	27 28 29 30
SB17-141	by Senator(s) Aguilar; also Representative(s) Herod--Concerning allowing low-risk sex offenders to receive required sex offender treatment in a community-based program. Judiciary	31 32 33 34
SB17-142	by Senator(s) Williams A., Donovan, Fields, Garcia, Kerr, Martinez Humenik, Moreno, Todd; also Representative(s) Danielson, Benavidez, Buckner, Coleman, Exum, Herod, Jackson, McLachlan, Melton, Michaelson Jenet, Pettersen, Salazar, Singer, Winter--Concerning the requirement to include notification to a patient regarding the patient's breast tissue classification with the required mammography report. Health & Human Services	35 36 37 38 39 40 41
SB17-143	by Senator(s) Williams A., Court, Fenberg, Hill, Kagan, Kerr, Tate, Todd; also Representative(s) Nordberg and Garnett--Concerning the retail sale of alcohol beverages. Business, Labor, & Technology	42 43 44 45
SB17-144	by Senator(s) Hill and Zenzinger, Gardner, Merrifield, Neville T., Priola, Todd; --Concerning the recommended continuation of the education data advisory committee by the director of the division of professions and occupations in the department of regulatory agencies. Education	46 47 48 49 50 51
SB17-145	by Senator(s) Fenberg; also Representative(s) Foote--Concerning modifications to the electric utility resource acquisition process, and, in connection therewith, promoting a more resilient, reliable, and cost-effective electrical grid through enhanced planning and data transparency. Agriculture, Natural Resources, & Energy	52 53 54 55 56 57
SB17-146	by Senator(s) Jahn; also Representative(s) Ginal--Concerning access to the electronic prescription drug monitoring program. Health & Human Services	58 59 60 61
SB17-147	by Senator(s) Fenberg, Donovan, Jones, Kagan, Kerr, Moreno; --Concerning information relating to employee eligibility for student loan repayment programs. State, Veterans, & Military Affairs	62 63 64

SB17-148	by Senator(s) Priola, Kerr; also Representative(s) Garnett--Concerning the continuation of the office of boxing in the division of professions and occupations in the department of regulatory agencies, and, in connection therewith, implementing the recommendations of the 2016 sunset report of the department of regulatory agencies. Business, Labor, & Technology	1 2 3 4 5 6
SB17-149	by Senator(s) Kagan, Priola; --Concerning the option for a taxpayer to specify multiple methods by which to receive an income tax refund. Finance	7 8 9 10
SB17-150	by Senator(s) Kerr; --Concerning restrictions on the employment of relatives by public officials. State, Veterans, & Military Affairs	11 12 13 14
SB17-151	by Senator(s) Crowder, Kefalas; also Representative(s) Ginal--Concerning changes in the requirements for the coverage of health care benefits to allow for increased consumer access to health care services. Business, Labor, & Technology	15 16 17 18 19
SB17-152	by Senator(s) Court; --Concerning the implementation of voter-approved changes to the Colorado constitution that make it more difficult to amend the state constitution, and, in connection therewith, prohibiting a petition for an initiated amendment to the state constitution from being submitted to voters unless the petition is signed by the constitutionally required number of registered electors who reside in each state senate district and total number of registered electors, and requiring at least fifty-five percent of the votes cast on any amendment to the state constitution to adopt the amendment unless the amendment only repeals in whole or in part a provision of the state constitution, in which case requiring a majority of the votes cast on the amendment to adopt the amendment. State, Veterans, & Military Affairs	20 21 22 23 24 25 26 27 28 29 30 31
SB17-153	by Senator(s) Garcia and Crowder, Kefalas; also Representative(s) Esgar, Bridges, Rosenthal--Concerning establishment of the southwest chief and front range passenger rail commission to oversee the preservation and expansion of Amtrak southwest chief rail service in Colorado and facilitate the development and operation of a front range passenger rail system that provides passenger rail service in and along the interstate 25 corridor. Local Government Finance	32 33 34 35 36 37 38 39
SB17-154	by Senator(s) Gardner; also Representative(s) Wist--Concerning the "Uniform Unsworn Declarations Act". Judiciary	40 41 42 43
HB17-1005	by Representative(s) Arndt, Thurlow; also Senator(s) Tate, Kerr, Moreno--Concerning modernization of various laws relating to the office of the state auditor. State, Veterans, & Military Affairs	44 45 46 47
HB17-1006	by Representative(s) Foote; also Senator(s) Kagan--Concerning the authorization of a process to correct statutory citations contained in executive branch agency rules published in the code of Colorado regulations without the requirement to follow rule-making procedures. State, Veterans, & Military Affairs	48 49 50 51 52 53
HB17-1010	by Representative(s) Ginal; also Senator(s) Crowder--Concerning the authority of the Colorado dental board to promulgate rules based on clarifications to existing laws that relate to collaborative dental agreements. Health & Human Services	54 55 56 57 58
HB17-1014	by Representative(s) Rosenthal and Williams D.; also Senator(s) Hill and Donovan--Concerning the elimination of the criminal penalty imposed upon an elector for disclosing the contents of the elector's voted ballot. State, Veterans, & Military Affairs	59 60 61 62 63
HB17-1017	by Representative(s) Kennedy; also Senator(s) Baumgardner and Jahn--Concerning county surveyors. Local Government	64 65 66 67

HB17-1018	by Representative(s) Mitsch Bush and Liston; also Senator(s) Gardner--Concerning extension of the authorization for a regional transportation authority to seek voter approval for a uniform mill levy on all taxable property within its territory. Local Government	1 2 3 4 5 6
HB17-1019	by Representative(s) Valdez; also Senator(s) Coram--Concerning the amounts collected by a county treasurer upon redemption of specified property interests from a tax sale. Finance	7 8 9 10 11
HB17-1020	by Representative(s) Singer, Lee; also Senator(s) Martinez Humenik--Concerning ongoing staffing for the task force concerning treatment of persons with mental illness in the criminal and juvenile justice systems. Health & Human Services	12 13 14 15 16 17
HB17-1024	by Representative(s) Thurlow, Arndt; also Senator(s) Moreno, Holbert, Kerr, Tate--Concerning the nonsubstantive relocation of laws pertaining to the commission on family medicine. Health & Human Services	18 19 20 21 22 23
HB17-1030	by Representative(s) Arndt and Becker J., Coram; also Senator(s) Sonnenberg and Baumgardner--Concerning updates to the 1921 law governing irrigation districts. Agriculture, Natural Resources, & Energy	24 25 26 27 28
HB17-1046	by Representative(s) Lebsock; also Senator(s) Donovan--Concerning updating statutory references to certain limited outdated terms relating to people with disabilities. Health & Human Services	29 30 31 32 33
HB17-1047	by Representative(s) Thurlow, Arndt; also Senator(s) Tate, Kerr, Moreno--Concerning the scheduled repeal of reports by the department of local affairs to the general assembly. Local Government	34 35 36 37 38
HB17-1050	by Representative(s) McKean; also Senator(s) Kagan--Concerning the annual in-service training required for a county sheriff. Judiciary	39 40 41 42 43
HB17-1058	by Representative(s) Thurlow, Arndt; also Senator(s) Kerr, Moreno, Tate--Concerning the scheduled repeal of reports by the department of personnel to the general assembly. Business, Labor, & Technology	44 45 46 47 48
HB17-1060	by Representative(s) Thurlow, Arndt; also Senator(s) Tate, Kerr, Moreno--Concerning the scheduled repeal of reports by the department of health care policy and financing to the general assembly. Health & Human Services	49 50 51 52 53 54
HB17-1067	by Representative(s) Thurlow, Arndt; also Senator(s) Kerr, Moreno, Tate--Concerning updating references to a national standard setting forth technical criteria for accessible housing. Local Government	55 56 57 58 59 60

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR17-007.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Wednesday,	1
February 1, 2017.	2
	3
Approved:	4
	5
	6
	7
Kevin J. Grantham	8
President of the Senate	9
	10
Attest:	11
	12
	13
	14
Effie Ameen	15
Secretary of the Senate	16

SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

22nd Legislative Day

Wednesday, February 1, 2017

Prayer By Senator Lambert.

Call to Order By the President at 9:00 a.m.

Roll Call Present--32
Excused--3, Jones, Kagan, Sonnenberg.
Present later--3, Jones, Kagan, Sonnenberg.

Quorum The President announced a quorum present.

Pledge By Senator Gardner.

Reading of the Journal On motion of Senator Smallwood, reading of the Journal of Tuesday, January 31, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Finance The Committee on Finance has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

**MEMBERS OF THE
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS**

for terms expiring September 1, 2020:

Tyson Lynn Worrell of Lakewood, Colorado, to serve as a representative of full-time paid police officers, reappointed;

Adilberto Antonio “Guy” Torres III of Littleton, Colorado, to serve as a member of the state's financial or business community with experience in investments, appointed.

Transportation After consideration on the merits, the Committee recommends that **SB17-059** be referred to the Committee of the Whole with favorable recommendation.

Transportation After consideration on the merits, the Committee recommends that **SB17-014** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State, Veterans, & After consideration on the merits, the Committee recommends that **SB17-007** be referred to the Committee of the Whole with favorable recommendation.

**Veterans, &
Military
Affairs**

After consideration on the merits, the Committee recommends that the bill be passed to the Committee of the Whole with favorable recommendation.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB17-038** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 2, after line 24 insert:

"(II) ANY PERSON ACTING ON BEHALF OF THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT OR A STATE OR LOCAL HOUSING AUTHORITY;".

Renumber succeeding subparagraphs accordingly.

SENATE SERVICES REPORT

Correctly Printed: SB17-129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, and 154.
Correctly Engrossed: SB17-011, 030, 052, and 060.
Correctly Reengrossed: SB17-024 and 058.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of resolutions.

CONSIDERATION OF RESOLUTIONS

HJR17-1004 by Representative(s) Mitsch Bush, Arndt, Becker J.; also Senator(s) Baumgardner, Sonnenberg--Concerning funding for the prevention of aquatic nuisance species in Colorado.

On motion of Senator Baumgardner, the resolution was read at length and **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Hill, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Tate, Todd, Williams A., and Zenzinger.

THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-030 by Senator(s) Baumgardner, Moreno, Sonnenberg; also Representative(s) Esgar--
Concerning the exemption from the schedules of controlled substances any anabolic steroid that is administered through injection into nonhuman species.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cooke, Coram, Crowder, Donovan, Fields, Grantham, Holbert, Lambert, Lundberg, Marble, Merrifield, Neville T., Scott, Tate, Todd, and Williams A.

SB17-052 by Senator(s) Kerr, Moreno, Tate; also Representative(s) Thurlow, Arndt--Concerning recommendations related to title 22 from the department of education to the statutory revision committee.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Court, Holbert, Kagan, Merrifield, and Todd.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-031 by Senator(s) Tate, Kerr, Moreno; also Representative(s) Arndt, Thurlow--Concerning the scheduled repeal of reports by the department of corrections to the general assembly.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Cooke, Crowder, Fields, Grantham, Holbert, Jahn, Kagan, Lambert, Lundberg, Martinez Humenik, Priola, and Scott.

SB17-034 by Senator(s) Jones and Lundberg, Kefalas; also Representative(s) Foote and McKean--Concerning extension of the period following the declaration by the governor of a disaster emergency in a county within which the board of county commissioners of the county may transfer county general fund money to the county road and bridge fund for the purposes of disaster response and recovery.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Court, Crowder, Donovan, Fenberg, Fields, Gardner, Grantham, Hill, Holbert, Jahn, Kagan, Kerr, Lambert, Marble, Martinez Humenik, Merrifield, Neville T., Scott, Smallwood, Sonnenberg, Todd, Williams A., and Zenzinger.

SB17-048 by Senator(s) Cooke; also Representative(s) Willett--Concerning requiring an officer to arrest an offender who escapes from an intensive supervision program in the department of corrections.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Gardner, Grantham, Holbert, Lambert, Lundberg, Martinez Humenik, and Scott.

SB17-043 by Senator(s) Moreno and Hill; also Representative(s) Pabon and Neville P.--Concerning eliminating the requirement for a medical certificate for drivers of personal vehicles who provide transportation services for transportation network companies.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	N	Moreno	Y	Zenzinger	Y
Fenberg	N	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Cooke, Fields, Grantham, Holbert, Jahn, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Scott, and Sonnenberg.

SB17-008 by Senator(s) Hill; also Representative(s) Lebsock--Concerning legalizing certain knives.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	3	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	N	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	N	Kefalas	N	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Cooke, Crowder, Holbert, Lambert, Lundberg, Marble, Neville T., Priola, Scott, and Sonnenberg.

SB17-025 by Senator(s) Holbert and Baumgardner; also Representative(s) Singer--Concerning the development of marijuana education materials.

A majority of those elected to the Senate having voted in the affirmative, Majority Leader Holbert was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.006) , by Majority Leader Holbert.

Amend engrossed bill, page 2, strike lines 13 and 14 and substitute:
"DEPARTMENT SHALL SOLICIT INPUT FROM PERSONS BOTH INSIDE AND OUTSIDE OF THE MARIJUANA INDUSTRY.".

The amendment was **passed** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **passed**.

Co-sponsor(s) added: Aguilar, Crowder, Donovan, Garcia, Hill, Jahn, Jones, Kagan, Kefalas, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Priola, Scott, Smallwood, Tate, Todd, and Williams A.

SB17-001 by Senator(s) Neville T., Cooke, Crowder, Gardner, Grantham, Holbert, Lambert, Lundberg, Marble, Priola, Scott, Smallwood, Sonnenberg; also Representative(s) Neville P.--Concerning methods to alleviate the fiscal impact of state regulations on small businesses, and, in connection therewith, enacting the "Regulatory Relief Act of 2017".

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Aguilar	N	Garcia	N	Kerr	N	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	N	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	N	Holbert	Y	Martinez Humenik	Y	Todd	N
Crowder	Y	Jahn	Y	Merrifield	N	Williams A.	Y
Donovan	Y	Jones	N	Moreno	Y	Zenzinger	Y
Fenberg	N	Kagan	N	Neville T.	Y	President	Y
Fields	Y	Kefalas	N	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Hill, Jahn, Martinez Humenik, Tate, and Williams A.

SB17-016 by Senator(s) Neville T. and Jahn; also Representative(s) Nordberg--Concerning the optional creation of a child protection team by a county.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Court, Crowder, Garcia, Grantham, Guzman, Holbert, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Priola, Scott, Smallwood, Todd, Williams A., and Zenzinger.

SB17-060 by Senator(s) Todd, Martinez Humenik; also Representative(s) Wilson--Concerning relocation of the Colorado student leaders institute from the office of the lieutenant governor to the department of higher education.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	N	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	N
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Court, Holbert, Kerr, and Merrifield.

SB17-011 by Senator(s) Lambert, Lundberg; also Representative(s) Lawrence, Hamner, Rankin, Young--Concerning the creation of a technical demonstration forum to study solutions to improve transportation access for people with disabilities.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Aguilar, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Martinez Humenik, Merrifield, Neville T., Priola, Scott, Smallwood, Tate, Todd, and Zenzinger.

Senate in recess.

Senate reconvened.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR17-008 by Senator(s) Aguilar; also Representative(s) Lontine--Concerning the designation of a bridge that crosses South Raleigh Street in Denver on Colorado State Highway 285 as the "SSG Jordan L. Bear Memorial Bridge".

Laid over until Wednesday, March 1, retaining its place on the calendar.

SJR17-009 by Senator(s) Gardner and Kefalas; also Representative(s) Arndt and Rankin--Concerning awareness day for individuals with intellectual and developmental disabilities.

Laid over until Wednesday, February 15, retaining its place on the calendar.

SJR17-010 by Senator(s) Sonnenberg; --Concerning the designation of February 4 as "Missing Persons Day" in Colorado.

Laid over until Friday, February 3, retaining its place on the calendar.

SJR17-011 by Senator(s) Donovan and Martinez Humenik; also Representative(s) Hooton and Beckman--Concerning awareness of heart disease, and, in connection therewith, declaring February 3, 2017, as "National Wear Red Day".

Laid over until Friday, February 3, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB17-156 by Senator(s) Hill; also Representative(s) Wist and Saine--Concerning prerequisites to the authority of a unit owners' association to pursue resolution of disputes involving construction defects.
Business, Labor, & Technology

TRIBUTES

Honoring:

Mr. Bill Webster -- By Senator Jerry Sonnenberg and Representative Jeni James Arndt.
Dale McCall --By Senator Jerry Sonnenberg and Representative Jeni James Arndt.
Bill Markham -- By Senator Jerry Sonnenberg and Representative Jeni James Arndt.
Charlie Bartlett -- By Senator Jerry Sonnenberg and Representative Jeni James Arndt.
Marc Arnusch -- By Senator Jerry Sonnenberg and Representative Jeni James Arndt.
Christiania Lodge -- By Senator Kerry Donovan.
Dee Dowis -- By Senators Kent Lambert, Bob Gardner, and Owen Hill.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Thursday, February 2, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

23rd Legislative Day Thursday, February 2, 2017

Prayer By the chaplain, Reverend Dr. John Roberts, First Baptist Church of Sterling.

Call to Order By the President at 10:00 a.m.

Roll Call Present--35

Quorum The President announced a quorum present.

Pledge By Senator Gardner.

Reading of the Journal On motion of Senator Smallwood, reading of the Journal of Wednesday, February 1, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that SB17-010 be postponed indefinitely.

Judiciary After consideration on the merits, the Committee recommends that SB17-032 be postponed indefinitely.

Judiciary After consideration on the merits, the Committee recommends that SB17-051 be amended as follows, and as so amended, be referred to the Committee on State, Veterans, & Military Affairs with favorable recommendation.

Amend printed bill, page 2, line 3, after "(1)(hh)," insert "(2)(j.5)".

Page 3, after line 19 insert:
"(j.5) Any court-ordered modification of the terms and conditions of probation as described in section 18-1.3-204 C.R.S. OR 19-2-925 and as outlined in section 24-4.1-303 (13.5)(a);".

Page 3, line 20, after "FULL" insert "PAROLE".

Page 5, line 4, after "FULL" insert "PAROLE".

Page 5, strike lines 13 through 24 and substitute "THE VICTIM OR THE VICTIM'S DESIGNEE SHALL NOTIFY THE COMMUNITY CORRECTIONS BOARD WITHIN A REASONABLE TIME THAT THE VICTIM IS UNAVAILABLE TO ATTEND THE PROCEEDING BUT WOULD LIKE TO MAKE A STATEMENT. WITHIN ITS RESOURCES, THE COMMUNITY CORRECTIONS BOARD SHALL ARRANGE FOR AND PROVIDE THE MEANS FOR THE VICTIM TO ADDRESS THE BOARD, WHICH MEANS MAY INCLUDE, BUT NEED NOT BE LIMITED TO, APPEARING BY PHONE OR VIA SIMILAR TECHNOLOGY."

Re-number succeeding subparagraphs accordingly.

Page 6, line 16, after "(12)(g)," insert "(12)(h)".

Page 6, strike line 17 and substitute "(13.5)(a)(V), (13.5)(a)(VIII), (13.5)(a)(IX), (14)(c), (14)(d), (14)(h), (14.2) introductory portion, (14.2)(e)".

Page 6, line 19, after "(12)(g.5)," insert "(12)(j), (14)(j), (14)(k),".

Page 6, line 27, strike "CONSIDERED." and substitute "CONSIDERED AND STATE THE BASIS FOR THE COURT'S DECISION.".

Page 7, line 21, after "PROBATION." insert "FOR BOTH PROBATION REVOCATION HEARINGS AND REQUESTS FOR EARLY TERMINATION, IT IS THE RESPONSIBILITY OF THE PROBATION DEPARTMENT TO NOTIFY THE VICTIM IF THE VICTIM HAS REQUESTED POST-SENTENCING NOTIFICATION.".

Page 8, after line 5 insert:
" (h) The right to receive information from the probation department concerning information outlined in subsection (13.5) of this section regarding a person convicted of a crime against the victim; and
 (j) THE RIGHT TO BE INFORMED OF A REQUEST FOR PROGRESSION FOR A PERSON WHO IS CHARGED WITH OR CONVICTED OF A CRIME AGAINST THE VICTIM AND WHO IS IN THE CUSTODY OF THE STATE MENTAL HEALTH HOSPITAL.".

Page 8, line 14, after "SECTION 24-4.1-302.5 (1)(d)." insert "If A HEARING IS NOT SCHEDULED AND THE COURT HAS REVIEWED A WRITTEN MOTION FOR EARLY TERMINATION OF PROBATION AND IS CONSIDERING GRANTING THE MOTION WITHOUT A HEARING, THE COURT SHALL INFORM THE PROBATION DEPARTMENT AND THE DISTRICT ATTORNEY'S OFFICE, AND THE PROBATION DEPARTMENT SHALL NOTIFY AND RECEIVE INPUT FROM THE VICTIM TO GIVE TO THE COURT BEFORE THE COURT RULES ON THE MOTION.".

Page 9, strike lines 13 through 27 and substitute:
"(IX) Any court-ordered modification of the terms and conditions of probation as described in section 18-1.3-204 ~~C.R.S.~~ OR 19-2-925.
 (14) Upon receipt of a written victim impact statement as provided in section 24-4.1-302.5 (1)(j.5), the department of corrections shall include the statement with any referral made by the department of corrections or a district court to place an offender in a public or private community corrections facility or program. Upon written request of a victim, the department of corrections or the public or private local corrections authorities shall notify the victim of the following information regarding any person who was charged with or convicted of a crime against the victim:
 (c) Any release of such person on furlough or work release or to a community correctional facility or other program, OR STATUTORY DISCHARGE in advance of such release;
 (d) Any scheduled parole hearings OR FULL BOARD REVIEWS regarding ~~such~~ THE person and any changes in the scheduling of such hearings, INCLUDING NOTIFICATION OF THE VICTIM'S RIGHT TO BE PRESENT AND HEARD AT SUCH HEARINGS;
 (h) The death of the person while in custody or while under the jurisdiction of the state of Colorado concerning the crime; and
 (j) ANY DECISION BY THE PAROLE BOARD OR ANY DECISION BY THE GOVERNOR TO COMMUTE THE SENTENCE OF THE PERSON OR PARDON THE PERSON; AND
 (k) THE DATE, TIME, AND LOCATION OF A SCHEDULED EXECUTION.".

Strike pages 10 and 11.

Page 12, strike lines 1 and 2.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB17-056** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, line 1, strike "The" and substitute "NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the".

Page 3, line 8, strike "health AND" and substitute "health,".

Page 3, lines 8 and 9, strike "revenue. and the general assembly:" and substitute "revenue, and the general assembly.".

Page 3, strike lines 24 through 27.

Strike page 4.

Page 5, strike line 1 and substitute:

"SECTION 3. In Colorado Revised Statutes, 25-3-603, **amend** (1) as follows:

25-3-603. Department reports. (1) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), on or before ~~January 15, 2008~~, JULY 15, 2017, and each ~~January~~ JULY 15 thereafter, the department shall submit to the health and human services committees of the house of representatives and of the senate a report summarizing the risk-adjusted health-facility data. The department shall post the report on its website.".

Page 7, strike lines 7 through 13.
Renumber succeeding sections accordingly.

Page 8, strike lines 10 through 19 and substitute:

"SECTION 9. In Colorado Revised Statutes, 25-17-405, **amend** (3)(b) as follows:

25-17-405. Paint stewardship program requirements - annual reports - customer information. (3) (b) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the executive director shall annually compile the results of the reports received pursuant to ~~paragraph (a) of this subsection~~ ~~(3)~~ SUBSECTION (3)(a) OF THIS SECTION into a general report describing the progress of the paint stewardship programs. The executive director shall annually present the report to the health and human services committee of the senate and the public health care and human services committee of the house of representatives, or their successor committees.".

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB17-091** be **referred** to the Committee on Appropriations with favorable recommendation.

SENATE SERVICES REPORT

Correctly Printed: SB17-156; SJR17-008, 009, 010, and 011.
Correctly Reengrossed: SB17-001, 008, 011, 016, 025, 030, 031, 034, 043, 048, 052, and 060.
Correctly Revised: HJR17-1004.
Correctly Enrolled: SB17-007.

Committee
of the Whole

On motion of Senator Fenberg, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Fenberg was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-017 by Senator(s) Aguilar; also Representative(s) Singer--Concerning adding stress disorders to the list of debilitating medical conditions for the purposes of the use of medical marijuana.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, January 31, page(s) 101-105 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR

On motion of Senator Fenberg, the report of the Committee of the Whole was adopted on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-017 as amended.

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor John W. Hickenlooper was read and assigned to committee as follows:

January 17, 2017

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBER OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for a term expiring October 1, 2020:

Steven D. Price of Denver, Colorado, a resident from within the city and county of Denver who has experience in planning and development of water projects, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/18/2017
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

Upon request of Majority Leader Holbert, **SB17-017** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Friday, February 3, 2017 and was placed at the end of the Third Reading of Bills Final Passage Calendar of Friday, February 3, 2017.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Friday, February 3, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

24th Legislative Day Friday, February 3, 2017

Prayer By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver.

Call to Order By the President *pro tempore* at 9:00 a.m.

Roll Call Present--33
Excused--2, Grantham, Tate.
Present later--2, Grantham, Tate.

Quorum The President announced a quorum present.

Pledge By Senator Gardner.

Reading of the Journal On motion of Senator Smallwood, reading of the Journal of Thursday, February 2, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

CHANGE IN SPONSORSHIP

Upon announcement of President *pro tempore* Sonnenberg, Senator Fields was added as a Senate joint prime sponsor on SJR17-010 with Senator Sonnenberg and Representative Lawrence.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that SB17-113 be referred to the Committee of the Whole with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that SB17-009 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 15, strike "TWENTY-ONE THOUSAND NINE HUNDRED" and substitute "TEN THOUSAND".

SENATE SERVICES REPORT

Correctly Engrossed: SB17-017

MESSAGE FROM THE HOUSE

February 2, 2017

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB17-1025, 1032, 1073, 1074.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB17-1011, amended as printed in House Journal, February 1, 2017.
HB17-1034, amended as printed in House Journal, February 1, 2017.
HB17-1056, amended as printed in House Journal, February 1, 2017.

MESSAGE FROM THE REVISOR OF STATUTES

February 2, 2017

We herewith transmit:

Without comment, HB17-1025, 1032, 1073, and 1074.
Without comment, as amended, HB17-1011, 1034, and 1056.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of resolutions.

CONSIDERATION OF RESOLUTIONS

SJR17-010 by Senator(s) Sonnenberg and Fields; also Representative(s) Lawrence--Concerning the designation of February 4 as "Missing Persons Day" in Colorado.

On motion of Senator Sonnenberg, the resolution was read at length and **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Garcia, Gardner, Grantham, Guzman, Hill, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Tate, Todd, Williams A., and Zenzinger.

SJR17-011 by Senator(s) Donovan and Martinez Humenik; also Representative(s) Hooton and Beckman--Concerning awareness of heart disease, and, in connection therewith, declaring February 3, 2017, as "National Wear Red Day".

On motion of Senator Donovan, the resolution was read at length and **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Hill, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

Senate in recess. Senate reconvened.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the title of the following bill was publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-017 by Senator(s) Aguilar; also Representative(s) Singer--Concerning adding stress disorders to the list of debilitating medical conditions for the purposes of the use of medical marijuana.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	N	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsor(s) added: Coram, Crowder, Donovan, Fenberg, Garcia, Guzman, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lundberg, Marble, Merrifield, Moreno, Neville T., Priola, Sonnenberg, Todd, and Williams A.

Committee of the Whole On motion of Senator Sonnenberg, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Sonnenberg was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bill, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-014 by Senator(s) Baumgardner and Coram; also Representative(s) Becker J.--Concerning a prohibition against the imposition of inspection requirements for underground petroleum storage tanks or the charging of inspection fees for the inspection of underground petroleum storage tanks by a local government.

Ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR

On motion of Senator Sonnenberg, the report of the Committee of the Whole was adopted on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-014.

Committee of the Whole
On motion of Senator Sonnenberg, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Sonnenberg was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-065
by Senator(s) Lundberg, Aguilar; --Concerning a requirement that health care providers disclose the charges they impose for common health care services when payment is made directly rather than by a third party.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, January 27, page 82 and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Aguilar.

Amend printed bill, page 5, line 9, strike "INCLUDE A" and substitute "INCLUDE:
(a) A".

Page 5, line 13, strike "RENDERED." and substitute "RENDERED; AND
(b) THE FOLLOWING STATEMENT OR A STATEMENT CONTAINING
SUBSTANTIALLY SIMILAR INFORMATION:

IF YOU ARE COVERED BY HEALTH INSURANCE, YOU ARE STRONGLY ENCOURAGED TO CONSULT WITH YOUR HEALTH INSURER TO DETERMINE ACCURATE INFORMATION ABOUT YOUR FINANCIAL RESPONSIBILITY FOR A PARTICULAR HEALTH CARE SERVICE PROVIDED BY A HEALTH CARE PROVIDER AT THIS OFFICE. IF YOU ARE NOT COVERED BY HEALTH INSURANCE, YOU ARE STRONGLY ENCOURAGED TO CONTACT OUR BILLING OFFICE AT (INSERT TELEPHONE NUMBER) TO DISCUSS PAYMENT OPTIONS PRIOR TO RECEIVING A HEALTH CARE SERVICE FROM A HEALTH CARE PROVIDER AT THIS OFFICE SINCE POSTED HEALTH CARE PRICES MAY NOT REFLECT THE ACTUAL AMOUNT OF YOUR FINANCIAL RESPONSIBILITY."

Page 6, line 12, strike "INCLUDE A" and substitute "INCLUDE:
(a) A".

Page 6, line 16, strike "RENDERED." and substitute "RENDERED; AND
(b) THE FOLLOWING STATEMENT OR A STATEMENT CONTAINING
SUBSTANTIALLY SIMILAR INFORMATION:
IF YOU ARE COVERED BY HEALTH INSURANCE, YOU ARE
STRONGLY ENCOURAGED TO CONSULT WITH YOUR HEALTH
INSURER TO DETERMINE ACCURATE INFORMATION ABOUT
YOUR FINANCIAL RESPONSIBILITY FOR A PARTICULAR
HEALTH CARE SERVICE PROVIDED AT THIS HEALTH CARE
FACILITY. IF YOU ARE NOT COVERED BY HEALTH
INSURANCE, YOU ARE STRONGLY ENCOURAGED TO
CONTACT (INSERT OFFICE NAME AND TELEPHONE NUMBER)
TO DISCUSS PAYMENT OPTIONS PRIOR TO RECEIVING A
HEALTH CARE SERVICE FROM THIS HEALTH CARE FACILITY
SINCE POSTED HEALTH CARE PRICES MAY NOT REFLECT THE
ACTUAL AMOUNT OF YOUR FINANCIAL RESPONSIBILITY."

Amendment No. 3(L.004), by Senator Lundberg.

Amend printed bill, page 4, strike line 3 and substitute "SERVICES THAT
IS NOT RESPONSIBLE FOR PAYING THE CHARGES FOR THE HEALTH CARE
SERVICES PROVIDED TO THE RECIPIENT;"

As amended, ordered engrossed and placed on the calendar for third reading and final
passage.

SB17-005 by Senator(s) Holbert; also Representative(s) Neville P.--Concerning handgun safety
training courses for school employees, and, in connection therewith, permitting certain
school employees to carry concealed handguns in public schools.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, January 25, page 69 and placed in members' bill files.)

Amendment No. 2(L.007), by Senator Holbert.

Amend printed bill, page 2, line 5, strike "fee." and substitute "**fee -
expiration and renewal.**"

Page 3, strike lines 9 through 11 and substitute "SUCH LOCAL BOARD
SHALL ENSURE THAT THE CURRICULUM:

(I) INCLUDES CONSIDERATION OF THE SCHOOL DISTRICT'S SCHOOL
RESPONSE FRAMEWORK ESTABLISHED PURSUANT TO SECTION 22-32-109.1
(4); AND

(II) SATISFIES INSURABILITY STANDARDS FOR ARMED SCHOOL
EMPLOYEES, WHICH STANDARDS ARE ESTABLISHED BY A STATEWIDE
ENTITY THAT ADMINISTERS A SELF-INSURANCE POOL FOR SCHOOL
DISTRICT EMPLOYEES."

Page 3, after line 23 insert:

"(4) (a) A SHERIFF WHO PROVIDES A HANDGUN SAFETY TRAINING
COURSE PURSUANT TO SUBSECTION (1) OF THIS SECTION SHALL PROVIDE
A CERTIFICATE OF COMPLETION TO EACH PERSON WHO COMPLETES THE
COURSE. THE CERTIFICATE, AT A MINIMUM, MUST INDICATE THE PERSON'S
NAME, THE SHERIFF'S OFFICE THAT PROVIDED THE COURSE, AND THE
EXPIRATION DATE OF THE PERSON'S CERTIFICATE, WHICH DATE IS
ESTABLISHED BY THE SHERIFF.

(b) A SHERIFF WHO PROVIDES A HANDGUN SAFETY TRAINING
COURSE PURSUANT TO SUBSECTION (1) OF THIS SECTION SHALL ESTABLISH
A UNIFORM TIME FRAME FOR EXPIRATION AND RENEWAL OF CERTIFICATES
OF COMPLETION ISSUED BY THE SHERIFF'S OFFICE. THE SHERIFF SHALL
ENSURE THAT BEFORE ANY SUCH CERTIFICATE IS RENEWED FOR ANY
PERSON, THE PERSON SATISFIES REQUALIFYING REQUIREMENTS FOR
ARMED SCHOOL EMPLOYEES, WHICH STANDARDS ARE ESTABLISHED BY A
STATEWIDE ENTITY THAT ADMINISTERS A SELF-INSURANCE POOL FOR
SCHOOL DISTRICT EMPLOYEES."

Amendment No. 3(L.008), by Senator Holbert.

- Amend printed bill, page 4, line 18, after "RECEIVED" insert "WRITTEN".
- Page 4, line 19, strike "AN INSTITUTE" and substitute "A".
- Page 4, line 20, after "SCHOOL," insert "THE CHARTER SCHOOL BOARD AND, IF APPLICABLE,".
- Page 4, line 22, after "NOTIFIED" insert "IN WRITING".
- Page 6, line 1, after "BOARD" insert "AND, IF APPLICABLE, FROM THE CHARTER SCHOOL BOARD".
- Page 6, line 8, strike "OR" and substitute "OR, IF PERMISSION IS GRANTED BY THE CHARTER SCHOOL BOARD,".
- Page 6, line 13, after "BOARD" insert "AND EACH CHARTER SCHOOL BOARD".
- Page 6, line 15, after "BOARD" insert "AND EACH CHARTER SCHOOL BOARD".
- Page 6, line 27, strike "COURSE" and substitute "COURSE, IF PERMISSION IS GRANTED BY THE INSTITUTE CHARTER SCHOOL BOARD,".
- Page 7, line 5, after "SECTION," insert "AND IF PERMISSION IS GRANTED BY THE INSTITUTE CHARTER SCHOOL BOARD,".
- Page 7, line 10, after "INSTITUTE" insert "AND EACH INSTITUTE CHARTER SCHOOL BOARD".
- Page 7, line 13, after "INSTITUTE" insert "AND EACH INSTITUTE CHARTER SCHOOL BOARD".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

(For further action, see amendments to the report of the Committee of the Whole.)

SB17-059 by Senator(s) Lundberg, Cooke; --Concerning an exemption from the rule requiring a vehicle to signal an intention to leave the current lane of travel when using a roundabout.

Laid over until Monday, February 6, retaining its place on the calendar.

SB17-007 by Senator(s) Marble, Grantham, Holbert, Neville T., Sonnenberg; also Representative(s) Saine and Humphrey--Concerning the repeal of certain provisions concerning ammunition magazines.

Laid over until Monday, February 6, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB17-005 by Senator(s) Holbert; also Representative(s) Neville P.--Concerning handgun safety training courses for school employees, and, in connection therewith, permitting certain school employees to carry concealed handguns in public schools.

Senators Kerr and Fenberg moved to amend the report of the Committee of the Whole to show that the following Fenberg floor amendment, (L.005) to SB17-005, did pass.

- Amend printed bill, page 3, line 11, after "22-32-109.1 (4)." add "THE SHERIFF SHALL ENSURE THAT THE TRAINING COURSE IS APPROVED BY THE SCHOOL SAFETY AND YOUTH IN CRISIS COMMITTEE CREATED IN SECTION 22-15-101.".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	N
Baumgardner	N	Gardner	N	Lambert	N	Smallwood	N
Cooke	N	Guzman	Y	Lundberg	N	Sonnenberg	N
Coram	N	Hill	N	Marble	N	Tate	N
Court	Y	Holbert	N	Martinez Humenik	N	Todd	Y
Crowder	N	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	N	President	N
Fields	Y	Kefalas	Y	Priola	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Sonnenberg, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-065 as amended, SB17-005 as amended.
Laid over until Monday, February 6: SB17-059, SB17-007.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Holbert, the following Governor's appointments were confirmed by the following roll call vote:

MEMBERS OF THE
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS

for terms expiring September 1, 2020:

Tyson Lynn Worrell of Lakewood, Colorado, to serve as a representative of full-time paid police officers, reappointed;

Adilberto Antonio “Guy” Torres III of Littleton, Colorado, to serve as a member of the state's financial or business community with experience in investments, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HJR17-1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & EnergyThe Committee on Agriculture, Natural Resources, & Energy has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
STATE BOARD OF STOCK INSPECTION COMMISSIONERS

for a term expiring May 1, 2020:

Kathie Troudt Riley of Loveland, Colorado to serve as a representative with broad general knowledge of the Colorado livestock industry and shall represent commodity other than confinement and non-confinement cattle industries, with the largest percentage of charged fees, reappointed.

Agriculture, Natural Resources, & EnergyThe Committee on Agriculture, Natural Resources, & Energy has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for a term expiring October 1, 2020:

Judy Lyn Skram of Fort Collins, Colorado, to serve as a representative of the South Plate Drainage Basin, and as a representative of water project financing, appointed.

EducationThe Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

effective December 31, 2016 for terms expiring December 31, 2020:

Stratton Rollins “Rollie” Heath, Jr. of Boulder, Colorado, a Democrat and a resident of the Second Congressional District, appointed;

Russell Joseph Meyer of Parker, Colorado, a Democrat and a resident of the Fourth Congressional District, reappointed.

Education	After consideration on the merits, the Committee recommends that SB17-076 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5
Education	After consideration on the merits, the Committee recommends that SB17-041 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. Amend printed bill, page 1, line 101, strike "CERTAIN". Page 1, line 102, strike "EDUCATION." and substitute "EDUCATION THAT ARE FUNDED BY REVENUE GENERATED FROM AUXILIARY ACTIVITIES."	6 7 8 9 10 11 12 13 14 15
Education	After consideration on the merits, the Committee recommends that SB17-062 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. Amend printed bill, page 2, line 4, strike "Students' right" and substitute "Right". Page 2, after line 9 insert: "(b) "MEMBERS OF THE COLLEGE OR UNIVERSITY COMMUNITY" INCLUDES STUDENTS, FACULTY, AND STAFF AT AN INSTITUTION OF HIGHER EDUCATION, AND ANY INVITED GUESTS." Reletter succeeding paragraph accordingly. Page 2, line 10, strike "FORUM"" and substitute "FORUM", AS APPLIED TO MEMBERS OF THE COLLEGE OR UNIVERSITY COMMUNITY,". Page 2, lines 14 and 15, strike "STUDENTS OR STUDENT ORGANIZATIONS" and substitute "MEMBERS OF THE COLLEGE OR UNIVERSITY COMMUNITY". Page 2, line 17, strike "A STUDENT'S" and substitute "THE" and after "SPEAK" insert "BY A MEMBER OF THE COLLEGE OR UNIVERSITY COMMUNITY". Page 2, line 17 and 18, strike "A STUDENT'S RIGHT" and substitute "THE RIGHT OF A MEMBER OF THE COLLEGE OR UNIVERSITY COMMUNITY". Page 2, line 19, after the period add "AN INSTITUTION OF HIGHER EDUCATION HAS THE RIGHT TO ALLOW MEMBERS OF THE COLLEGE OR UNIVERSITY COMMUNITY TO RESERVE TIME AND SPACE IN A PUBLIC FORUM. NOTHING IN THIS SECTION GRANTS OTHER MEMBERS OF THE COLLEGE OR UNIVERSITY COMMUNITY THE RIGHT TO DISRUPT PREVIOUSLY SCHEDULED OR RESERVED ACTIVITIES IN THAT PORTION OR SECTION OF THE PUBLIC FORUM AT THAT SCHEDULED TIME." Page 3, line 2, strike "STUDENT SPEECH" and substitute "SPEECH BY A MEMBER OF THE COLLEGE OR UNIVERSITY COMMUNITY". Page 3, lines 18 and 19, strike "GENERAL OR APPROPRIATE DISTRICT ATTORNEY; AND" and substitute "GENERAL; OR". Page 3, line 20, strike "STUDENT" and substitute "A MEMBER OF THE COLLEGE OR UNIVERSITY COMMUNITY".	16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB17-049 be postponed indefinitely.	61 62 63 64 65 66 67

Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB17-090 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4 5 6 7 8 9
	Amend printed bill, page 2, strike line 12 and substitute "TETRAHYDROCANNABINOL AND ITS PRECURSOR, DELTA-9 TETRAHYDROCANNABINOLIC ACID. The".	10 11 12 13 14 15 16 17 18 19 20 21 22 23
	Page 2, strike lines 16 through 18 and substitute:	24 25 26 27 28 29 30 31 32 33 34 35 36 37
	"SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."	38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57
	After consideration on the merits, the Committee recommends that SB17-050 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	58 59 60 61 62 63 64 65 66 67
	Amend printed bill, page 2, line 12, after "PROPERTY" insert "AND INCREASE FIREFIGHTER SAFETY,".	68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100
	Page 3, strike line 8 and substitute "forest restoration AND WILDFIRE RISK MITIGATION GRANT program".	101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200
	Page 3, line 9, after "(8.5)" insert "THAT RESULT FROM APPROPRIATIONS FOR FISCAL YEARS THAT END ON OR BEFORE JUNE 30, 2017,".	201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300
	Page 4, strike lines 4 and 5 and substitute "THOUSAND dollars per year to the forest restoration AND WILDFIRE RISK MITIGATION GRANT program cash fund created in".	301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400
	Page 4, line 24, strike "Wildfire risk reduction and forest health" and substitute "Forest restoration and wildfire risk mitigation".	401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500
	Page 5, line 1, strike "'WILDFIRE RISK REDUCTION AND FOREST HEALTH" and substitute "'FOREST RESTORATION AND WILDFIRE RISK MITIGATION".	501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600
	Page 5, line 6, strike the second "AND".	601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700
	Page 5, strike lines 8 and 9 and substitute "IN PART TO FIRE SUPPRESSION EFFORTS AND DROUGHT, THE RESULT OF WHICH ARE UNHEALTHY, FIRE-PRONE FORESTS; AND	701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800
	(III) COLORADO HAS EXPERIENCED A SIGNIFICANT INCREASE IN DAMAGING WILDFIRES THAT HAVE DESTROYED HOMES, PROPERTY, AND OTHER ESSENTIAL COMMUNITY INFRASTRUCTURE;"	801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900
	Page 5, line 13, strike "INTERFACE;" and substitute "INTERFACE AND REDUCE THE FINANCIAL COSTS OF WILDFIRE IN COLORADO;"	901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000
	Page 5, line 14, after "THIN" insert "OR OTHERWISE MANAGE TO IMPROVE".	1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 1040 1041 1042 1043 1044 1045 1046 1047 1048 1049 1050 1051 1052 1053 1054 1055 1056 1057 1058 1059 1060 1061 1062 1063 1064 1065 1066 1067 1068 1069 1070 1071 1072 1073 1074 1075 1076 1077 1078 1079 1080 1081 1082 1083 1084 1085 1086 1087 1088 1089 1090 1091 1092 1093 1094 1095 1096 1097 1098 1099 1100
	Page 5, line 15, strike "REDUCE" and substitute "MITIGATE".	1101 1102 1103 1104 1105 1106 1107 1108 1109 1110 1111 1112 1113 1114 1115 1116 1117 1118 1119 1120 1121 1122 1123 1124 1125 1126 1127 1128 1129 1130 1131 1132 1133 1134 1135 1136 1137 1138 1139 1140 1141 1142 1143 1144 1145 1146 1147 1148 1149 1150 1151 1152 1153 1154 1155 1156 1157 1158 1159 1160 1161 1162 1163 1164 1165 1166 1167 1168 1169 1170 1171 1172 1173 1174 1175 1176 1177 1178 1179 1180 1181 1182 1183 1184 1185 1186 1187 1188 1189 1190 1191 1192 1193 1194 1195 1196 1197 1198 1199 1200
	Page 5, line 17, strike the second "AND".	1201 1202 1203 1204 1205 1206 1207 1208 1209 1210 1211 1212 1213 1214 1215 1216 1217 1218 1219 1220 1221 1222 1223 1224 1225 1226 1227 1228 1229 1230 1231 1232 1233 1234 1235 1236 1237 1238 1239 1240 1241 1242 1243 1244 1245 1246 1247 1248 1249 1250 1251 1252 1253 1254 1255 1256 1257 1258 1259 1260 1261 1262 1263 1264 1265 1266 1267 1268 1269 1270 1271 1272 1273 1274 1275 1276 1277 1278 1279 1280 1281 1282 1283 1284 1285 1286 1287 1288 1289 1290 1291 1292 1293 1294 1295 1296 1297 1298 1299 1300

Page 6, after line 1 insert:

"(IV) MAINTAINING PROPER FUNDING FOR A COMBINED GRANT PROGRAM WILL ENSURE THAT NECESSARY RESOURCES ARE AVAILABLE TO BOTH REDUCE WILDFIRE RISK AND IMPROVE FOREST HEALTH; AND".

Page 6, line 3, after "MITIGATION" insert "AND FOREST HEALTH IMPROVEMENTS".

Page 7, line 3, after "TO" insert "SAFELY".

Page 7, line 12, strike "to stakeholders" and substitute "~~to stakeholders~~".

Page 7, strike line 13 and substitute "~~experimental forest restoration~~".

Page 7, strike line 16 and substitute "~~federal~~, state, county, or municipal forest lands. The ~~state~~ GRANT share of an".

Page 8, strike lines 22 and 23 and substitute "technical advisory panel to evaluate the proposals for forest restoration ~~demonstration~~ AND WILDFIRE RISK MITIGATION grants and".

Page 9, line 5, strike "NINE" and substitute "TEN".

Page 9, strike line 6 and substitute "members, to be appointed by the director. ~~as follows~~. THE COMPOSITION OF THE PANEL INCLUDES:".

Page 9, line 24, strike "COLORADO;" and substitute "COLORADO AND THE MAINTENANCE AND IMPROVEMENT OF ECOLOGICAL HEALTH;

Page 9, line 25, strike "ONE MEMBER" and substitute "TWO MEMBERS".

Page 10, strike lines 3 and 4 and substitute "section. In carrying out ~~the program and approved projects, to provide forest restoration activities,~~ the".

Page 10, line 8, strike "~~restoration.~~" and substitute "**restoration and wildfire risk mitigation.**".

Page 10, lines 9 and 10, strike "MOVING FROM RISK REDUCTION TO" and substitute "EFFORTS TO REDUCE RISK TO PEOPLE AND PROPERTY AND IN SUPPORT OF".

Page 10, strike line 15 and substitute "THE IMPLEMENTATION OF FOREST RESTORATION AND WILDFIRE RISK MITIGATION".

Page 10, strike lines 19 and 20 and substitute "ADDITIONAL FINANCIAL RESOURCES OR THAT HAVE".

Page 10, strike line 24 and substitute "BALANCE OF THE FOREST RESTORATION AND WILDFIRE RISK MITIGATION GRANT".

Page 11, strike line 7 and substitute "AVAILABLE IN THE FOREST RESTORATION AND WILDFIRE RISK MITIGATION GRANT".

Page 13, line 11, strike "AND".

Page 13, line 12, strike "GENERATED." and substitute "GENERATED; AND (VI) THE GRANT PROGRAM'S ABILITY TO ACHIEVE ITS STATED GOALS."

Page 13, strike lines 16 through 18 and substitute:

"(8.5) **Forest restoration and wildfire risk mitigation grant program cash fund.** (a) There is hereby created in the state treasury the forest restoration AND WILDFIRE RISK MITIGATION GRANT program cash".

Page 14, strike line 1 and substitute "TO THE FOREST RESTORATION AND WILDFIRE RISK MITIGATION GRANT PROGRAM".

Page 14, strike lines 5 and 6 and substitute "board of governors of the Colorado state university system for the forest restoration AND WILDFIRE RISK MITIGATION GRANT".

Page 14, strike lines 13 through 27.

Page 15, strike lines 1 and 2 and substitute "2022. ~~Prior to such repeat, the department of regulatory agencies shall review the technical advisory panel as provided in section 2-3-1203, C.R.S.~~".

Renumber succeeding sections accordingly.

MESSAGE FROM THE HOUSE

February 3, 2017

Mr. President:

The House has adopted and transmits herewith HJR17-1003.

The House has adopted and returns herewith SJR17-010, 011.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title and referred to the committee indicated:

HJR17-1003

by Representative(s) Arndt; also Senator(s) Sonnenberg--Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.

Agriculture, Natural Resources, & Energy

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB17-155

by Senator(s) Tate; also Representative(s) Saine--Concerning the statutory definition of a construction defect for purposes of the "Construction Defect Action Reform Act".

Business, Labor, & Technology

SB17-158

by Senator(s) Tate, Priola, Smallwood, Neville T.; also Representative(s) Nordberg--Concerning modifications to the composition of the board of trustees of the public employees' retirement association.

Finance

SB17-159

by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of corrections.

Appropriations

SB17-160

by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of education.

Appropriations

SB17-161

by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting.

Appropriations

SB17-162

by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of health care policy and financing.

Appropriations

SB17-163	by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of human services. Appropriations	1 2 3 4
SB17-164	by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the judicial department. Appropriations	5 6 7 8
SB17-165	by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of law. Appropriations	9 10 11 12
SB17-166	by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of military and veterans affairs. Appropriations	13 14 15 16 17
SB17-167	by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of personnel. Appropriations	18 19 20 21
SB17-168	by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of public safety. Appropriations	22 23 24 25
SB17-169	by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of revenue. Appropriations	26 27 28 29
SB17-170	by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of state. Appropriations	30 31 32 33
SB17-171	by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of transportation. Appropriations	34 35 36 37
SB17-172	by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning funding for capital construction, and making supplemental appropriations in connection therewith. Appropriations	38 39 40 41 42
SB17-173	by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning adjustments in the amount of total program funding for public schools for the 2016-17 budget year, and, in connection therewith, making an appropriation. Appropriations	43 44 45 46 47
SB17-174	by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning the allocation of money by the Colorado commission on higher education for tuition assistance for members of the National Guard. Appropriations	48 49 50 51 52
SB17-175	by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning the transfer of money between state self-insurance funds at the request of the executive director of the department of personnel. Appropriations	53 54 55 56 57
SB17-176	by Senator(s) Moreno, Lambert, Lundberg; also Representative(s) Rankin, Hamner, Young--Concerning authorization to use money in the Colorado state titling and registration account to issue devices that confirm that a person has registered a motor vehicle. Appropriations	58 59 60 61 62

- HB17-1011

by Representative(s) Melton; also Senator(s) Tate--Concerning a limitation on when certain disciplinary actions may be commenced against a mental health professional, and, in connection therewith, requiring that a mental health professional provide notice to former clients regarding record retention and that all complaints be resolved by the agency within two years after the date the complaint was filed.

Health & Human Services

HB17-1025

by Representative(s) Arndt, Thurlow; also Senator(s) Holbert, Kerr, Moreno, Tate--Concerning the repeal of obsolete laws relating to reapportionment of state legislative districts.

State, Veterans, & Military Affairs

HB17-1032

by Representative(s) Arndt; also Senator(s) Cooke--Concerning the evidentiary privilege for communications made during the provision of certain peer support services.

Judiciary

HB17-1034

by Representative(s) Pabon; also Senator(s) Baumgardner--Concerning licensing changes to the medical marijuana code to conform with the retail marijuana code.

Business, Labor, & Technology

HB17-1056

by Representative(s) Weissman; also Senator(s) Kefalas and Gardner--Concerning the eligibility of a veterans' service organization to accept public service assignments offered in connection with misdemeanor sentencing.

Judiciary

HB17-1073

by Representative(s) Foote, Willett; also Senator(s) Scott--Concerning the enactment of Colorado Revised Statutes 2016 as the positive and statutory law of the state of Colorado.

Judiciary

HB17-1074

by Representative(s) Arndt, Thurlow; also Senator(s) Holbert, Kerr, Moreno, Tate--Concerning the repeal of obsolete laws relating to redistricting of congressional districts.

State, Veterans, & Military Affairs

MESSAGE FROM THE GOVERNOR

Appointment

Letters of designation and appointment from Governor John W. Hickenlooper were read and assigned to committees as follows:

June 20, 2016

To the Honorable

Colorado Senate

Colorado General Assembly

State Capitol Building

Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint and submit to your consideration, the following:

MEMBER OF THE

COLORADO BANKING BOARD

for a term expiring July 1, 2020:

Jonathan Randall Fox of Fowler, Colorado, to serve as a representative of bankers, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/13/2016
Effie Ameen, Secretary of the Senate

Committee on Finance

June 6, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
COLORADO CIVIL RIGHTS COMMISSION

for a term expiring March 13, 2020:

Jessica Pocock of Colorado Springs, Colorado, to serve as a representative of the community at large and as an Unaffiliated, and occasioned by the resignation of Pankaj Sharma of Boulder, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/13/2016
Effie Ameen, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

December 7, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
BOARD OF TRUSTEES OF METROPOLITAN
STATE UNIVERSITY OF DENVER

effective December 31, 2016 for a term expiring December 31, 2019:

John Paul Pogge of Greenwood Village, Colorado, an Unaffiliated, reappointed;

effective December 31, 2016 for a term expiring December 31, 2020:

James Michael Mulligan of Denver, Colorado, an Unaffiliated, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/4/2017
Effie Ameen, Secretary of the Senate

Committee on Education

On motion of Senator Cooke, the Senate adjourned until 10:00 a.m., Monday, February 6, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

27th Legislative Day Monday, February 6, 2017

Prayer By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.

Call to Order By the President at 10:00 a.m.

Roll Call Present--35

Quorum The President announced a quorum present.

Pledge By Senator Kagan.

Reading of the Journal On motion of Senator Coram, reading of the Journal of Friday, February 3, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Legal Services After consideration on the merits, the Committee recommends that SB17-083 be referred to the Committee of the Whole with favorable recommendation.

SENATE SERVICES REPORT

Correctly Printed: SB17-155, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171,172, 173, 174, 175, and 176.

Correctly Engrossed: SB17-005, 014, and 065; SJR17-010 and 011.

Correctly Reengrossed: SB17-017.

THIRD READING OF BILLS -- FINAL PASSAGE -- CONSENT CALENDAR

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-014 by Senator(s) Baumgardner and Coram; also Representative(s) Becker J.--Concerning a prohibition against the imposition of inspection requirements for underground petroleum storage tanks or the charging of inspection fees for the inspection of underground petroleum storage tanks by a local government.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsor(s) added: Cooke, Crowder, Gardner, Hill, Lundberg, Marble, Neville T., Scott, and Sonnenberg.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-065 by Senator(s) Lundberg, Aguilar; --Concerning a requirement that health care providers disclose the charges they impose for common health care services when payment is made directly rather than by a third party.

Laid over until Tuesday, February 7, retaining its place on the calendar.

SB17-005 by Senator(s) Holbert; also Representative(s) Neville P.--Concerning handgun safety training courses for school employees, and, in connection therewith, permitting certain school employees to carry concealed handguns in public schools.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	N	Garcia	N	Kerr	N	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	N	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	N	Holbert	Y	Martinez Humenik	Y	Todd	N
Crowder	Y	Jahn	N	Merrifield	N	Williams A.	N
Donovan	N	Jones	N	Moreno	N	Zenzinger	N
Fenberg	N	Kagan	N	Neville T.	Y	President	Y
Fields	N	Kefalas	N	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Cooke, Crowder, Gardner, Grantham, Hill, Lambert, Lundberg, Marble, Neville T., Priola, Scott, Smallwood, and Sonnenberg.

On motion of Majority Leader Holbert, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB17-076, SB17-041, and SB17-050 were made Special Orders -- Consent Calendar at 10:12 a.m.

Committee of the Whole The hour of 10:12 a.m. having arrived, Senator Neville moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Neville was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-076 by Senator(s) Priola; also Representative(s) Coleman--Concerning authority to spend money in the public school performance fund.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB17-041 by Senator(s) Priola, Holbert; also Representative(s) Hooton and Willett, Thurlow, Pabon, Herod--Concerning employment contracts for certain positions at institutions of higher education.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 3, page 137 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB17-050 by Senator(s) Cooke; also Representative(s) Becker K.--Concerning the consolidation of grant programs relating to forest management.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, February 3, page(s) 138-140 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS -- CONSENT CALENDAR**

On motion of Senator Neville, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-076, SB17-041 as amended, SB17-050 as amended.

Committee of the Whole On motion of Senator Neville, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Neville was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-059 by Senator(s) Lundberg, Cooke; --Concerning an exemption from the rule requiring a vehicle to signal an intention to leave the current lane of travel when using a roundabout.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB17-007 by Senator(s) Marble, Grantham, Holbert, Neville T., Sonnenberg; also Representative(s) Saine and Humphrey--Concerning the repeal of certain provisions concerning ammunition magazines.

Ordered engrossed and placed on the calendar for third reading and final passage.

(For further action, see amendments to the report of the Committee of the Whole.)

SB17-056 by Senator(s) Kerr, Tate, Moreno; also Representative(s) Arndt, Thurlow--Concerning the scheduled repeal of reports by the department of public health and environment to the general assembly.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 2, page 125 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB17-007 by Senator(s) Marble, Grantham, Holbert, Neville T., Sonnenberg; also Representative(s) Saine and Humphrey--Concerning the repeal of certain provisions concerning ammunition magazines.

Senator Kagan moved to amend the report of the Committee of the Whole to show that SB17-007 did not pass.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	14	NO	21	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	N	Kerr	Y	Scott	N
Baumgardner	N	Gardner	N	Lambert	N	Smallwood	N
Cooke	N	Guzman	Y	Lundberg	N	Sonnenberg	N
Coram	N	Hill	N	Marble	N	Tate	N
Court	Y	Holbert	N	Martinez Humenik	N	Todd	Y
Crowder	N	Jahn	N	Merrifield	Y	Williams A.	Y
Donovan	N	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	N	President	N
Fields	Y	Kefalas	Y	Priola	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Neville, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-059, SB17-007, SB17-056 as amended.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Governor's Appointments -- Consent Calendar (State Board of Stock Inspection Commissioners, Colorado Water Resources and Power Development Authority, State Board for Community Colleges and Occupational Education) of Monday, February 6, was laid over until Tuesday, February 7, retaining its place on the calendar.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

February 6, 2017

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB17-1076, 1055, 1052.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB17-1078, amended as printed in House Journal, February 3, 2017. HB17-1023, amended as printed in House Journal, February 3, 2017.

MESSAGE FROM THE REVISOR OF STATUTES

February 6, 2017

We herewith transmit:

Without comment, HB17-1052, 1055, and 1076. Without comment, as amended, HB17-1023 and 1078.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title and referred to the committee indicated:

HJR17-1013 by Representative(s) Hansen and Michaelson Jenet; also Senator(s) Fields and Merrifield--Urging the immediate rescission of the executive order regarding the entry of foreign nationals into the United States that was issued by the President of the United States on January 27, 2017. State, Veterans, & Military Affairs

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

HB17-1023 by Representative(s) Kraft-Tharp and Wist; also Senator(s) Court and Holbert--Concerning a clarification of procedures for subpoenas for deceptive trade practices. Judiciary

HB17-1052 by Representative(s) Beckman, Young; also Senator(s) Smallwood--Concerning factors to take into consideration in determining the child welfare allocation formula in a given fiscal year. Health & Human Services

HB17-1055 by Representative(s) Herod; also Senator(s) Gardner--Concerning a voluntary contribution designation benefiting the Urban Peak Housing and Support Services for Youth Experiencing Homelessness fund that appears on the state individual tax return forms. Finance

HB17-1076 by Representative(s) Arndt; also Senator(s) Coram and Fenberg--Concerning rule-making by the state engineer regarding permits for the use of water artificially recharged into nontributary groundwater aquifers. Agriculture, Natural Resources, & Energy

HB17-1078 by Representative(s) Landgraf; also Senator(s) Coram--Concerning the repeal of the Colorado family support loan program, and, in connection therewith, transferring funds from the Colorado family support loan program to the family support services program to provide services for families of persons with intellectual and developmental disabilities. Finance

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Tuesday, February 7, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

28th Legislative Day Tuesday, February 7, 2017

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

Call to Order By the President at 9:00 a.m.

Roll Call Present--34
Excused--1, Scott.

Quorum The President announced a quorum present.

Pledge By Senator Kagan.

Reading of the Journal On motion of Senator Coram, reading of the Journal of Monday, February 6, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that SB17-012 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 10, strike "UNIT IN THE DEPARTMENT" and substitute "OFFICE OF BEHAVIORAL HEALTH IS THE ENTITY".

Page 3, strike lines 11 through 13.

Page 4, line 13, strike "UNIT IN THE DEPARTMENT OF" and substitute "OFFICE OF BEHAVIORAL HEALTH".

Page 4, strike lines 14 through 16.

Page 6, strike lines 1 through 5 and substitute:

"(2) THE OFFICE OF BEHAVIORAL HEALTH, REFERRED TO IN THIS SECTION AS THE "OFFICE", SHALL SERVE AS A CENTRAL ORGANIZING".

Judiciary After consideration on the merits, the Committee recommends that SB17-066 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary After consideration on the merits, the Committee recommends that SB17-115 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary After consideration on the merits, the Committee recommends that SB17-120 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, after line 21 insert:

"(b) FOR PURPOSES OF THIS SUBSECTION (3), AN ADULT PROBATION OFFICER, AS DEFINED IN SECTION 16-2.5-137, AND A JUVENILE PROBATION OFFICER, AS DEFINED IN SECTION 16-2.5-138, ARE CONSIDERED TO BE EMPLOYED BY A LAW ENFORCEMENT AGENCY.".

Reletter succeeding paragraph accordingly.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB17-055** be **referred** to the Committee of the Whole with favorable recommendation.

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State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB17-086** be **postponed indefinitely**.

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State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB17-092** be **postponed indefinitely**.

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SENATE SERVICES REPORT

Correctly Engrossed: SB17-007, 041, 050, 056, 059, and 076.
Correctly Reengrossed: SB17-005 and 014.

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On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of Governor's Appointments -- Consent Calendar.

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CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

On motion of Majority Leader Holbert, the following Governor's appointments were confirmed by the following roll call votes:

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MEMBER OF THE
STATE BOARD OF STOCK INSPECTION COMMISSIONERS

for a term expiring May 1, 2020:

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Kathie Troudt Riley of Loveland, Colorado to serve as a representative with broad general knowledge of the Colorado livestock industry and shall represent commodity other than confinement and non-confinement cattle industries, with the largest percentage of charged fees, reappointed.

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YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

MEMBER OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for a term expiring October 1, 2020:

Judy Lyn Skram of Fort Collins, Colorado, to serve as a representative of the South Plate Drainage Basin, and as a representative of water project financing, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

MEMBERS OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

effective December 31, 2016 for terms expiring December 31, 2020:

Stratton Rollins “Rollie” Heath, Jr. of Boulder, Colorado, a Democrat and a resident of the Second Congressional District, appointed;

Russell Joseph Meyer of Parker, Colorado, a Democrat and a resident of the Fourth Congressional District, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	E
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Tuesday, February 7, was laid over until Wednesday, February 8, retaining its place on the calendar.

Third Reading of Bills -- Final Passage -- Consent Calendar: SB17-076, SB17-041, SB17-050.

Third Reading of Bills -- Final Passage: SB17-065, SB17-059, SB17-007, SB17-056.
General Orders -- Second Reading of Bills: SB17-113, SB17-062, SB17-090.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Wednesday, February 8, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

29th Legislative DayWednesday, February 8, 2017

- Prayer
- By the chaplain, Reverend Dr. Eugene Downing, New Hope Baptist Church, Denver.
- Musical Presentation
- By the Colorado Springs Conservatory, providing a jazz guitar performance. Members appearing include Ricky Jumper, DeAndre Molina, Ian Ferguson, and David Musante.
- Call to Order
- By the President at 9:00 a.m.
- Roll Call
- Present--34
Excused--1, Scott.
- Quorum
- The President announced a quorum present.
- Pledge
- By Senator Kagan.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege.

- Reading of the Journal
- On motion of Senator Coram, reading of the Journal of Tuesday, February 7, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

- State, Veterans, & Military Affairs
- After consideration on the merits, the Committee recommends that **HJR17-1013** be **postponed indefinitely**.
- Business, Labor, & Technology
- After consideration on the merits, the Committee recommends that **HB17-1058** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
- Business, Labor, & Technology
- After consideration on the merits, the Committee recommends that **SB17-033** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
- Business, Labor, & Technology
- After consideration on the merits, the Committee recommends that **SB17-127** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
- Trans- portation
- After consideration on the merits, the Committee recommends that **SB17-093** be **postponed indefinitely**.
- Finance
- After consideration on the merits, the Committee recommends that **SB17-039** be **referred** to the Committee on Appropriations with favorable recommendation.
- Finance
- After consideration on the merits, the Committee recommends that **SB17-124** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
- Finance
- After consideration on the merits, the Committee recommends that **SB17-003** be **referred** to the Committee on Appropriations with favorable recommendation.

MESSAGE FROM THE HOUSE

February 7, 2017

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB17-1040, 1065.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB17-1016, amended as printed in House Journal, February 6, 2017.
HB17-1044, amended as printed in House Journal, February 6, 2017.
HB17-1068, amended as printed in House Journal, February 6, 2017.

MESSAGE FROM THE REVISOR OF STATUTES

February 7, 2017

We herewith transmit:

Without comment, HB17-1040 and 1065.
Without comment, as amended, HB17-1016, 1044, and 1068.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Wednesday, February 8, was laid over until Thursday, February 9, retaining its place on the calendar.

Third Reading of Bills -- Final Passage -- Consent Calendar: SB17-076, SB17-041, SB17-050.
Third Reading of Bills -- Final Passage: SB17-065, SB17-059, SB17-007, SB17-056.
General Orders -- Second Reading of Bills: SB17-113, SB17-062, SB17-090, SB17-083.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR17-010 and SJR17-011.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Local Government

After consideration on the merits, the Committee recommends that **SB17-077** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, line 5, strike "(a)".

Page 2, strike lines 7 and 8 and substitute "A SPECIAL EVENT PERMIT TO A STATE AGENCY, THE COLORADO WINE INDUSTRY DEVELOPMENT BOARD, CREATED IN SECTION 35-29.5-103, OR AN INSTRUMENTALITY OF A MUNICIPALITY OR COUNTY THAT PROMOTES:"

Page 2, line 9, strike "(I)" and substitute "(a)".

Page 2, line 10, strike "(II)" and substitute "(b)" and strike "TO" and substitute "IN".

Page 2, strike lines 12 through 16.

Appropriations

After consideration on the merits, the Committee recommends that **SB17-159** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations	After consideration on the merits, the Committee recommends that SB17-160 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5
Appropriations	After consideration on the merits, the Committee recommends that SB17-161 be referred to the Committee of the Whole with favorable recommendation.	6 7 8 9
Appropriations	After consideration on the merits, the Committee recommends that SB17-162 be referred to the Committee of the Whole with favorable recommendation.	10 11 12 13
Appropriations	After consideration on the merits, the Committee recommends that SB17-163 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. Amend printed bill, page 71, line 8, strike "co-managing an observation unit" and substitute "co-managing an observation unit PROVIDING BEHAVIORAL HEALTH SERVICES".	14 15 16 17 18 19 20 21 22
Appropriations	After consideration on the merits, the Committee recommends that SB17-164 be referred to the Committee of the Whole with favorable recommendation.	23 24 25 26
Appropriations	After consideration on the merits, the Committee recommends that SB17-165 be referred to the Committee of the Whole with favorable recommendation.	27 28 29 30
Appropriations	After consideration on the merits, the Committee recommends that SB17-166 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	31 32 33 34 35
Appropriations	After consideration on the merits, the Committee recommends that SB17-167 be referred to the Committee of the Whole with favorable recommendation.	36 37 38 39
Appropriations	After consideration on the merits, the Committee recommends that SB17-168 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	40 41 42 43 44
Appropriations	After consideration on the merits, the Committee recommends that SB17-169 be referred to the Committee of the Whole with favorable recommendation.	45 46 47 48
Appropriations	After consideration on the merits, the Committee recommends that SB17-170 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	49 50 51 52 53
Appropriations	After consideration on the merits, the Committee recommends that SB17-171 be referred to the Committee of the Whole with favorable recommendation.	54 55 56 57
Appropriations	After consideration on the merits, the Committee recommends that SB17-172 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	58 59 60 61 62
Appropriations	After consideration on the merits, the Committee recommends that SB17-173 be referred to the Committee of the Whole with favorable recommendation.	63 64 65 66
Appropriations	After consideration on the merits, the Committee recommends that SB17-174 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	67 68 69

Appropriations	After consideration on the merits, the Committee recommends that SB17-175 be referred to the Committee of the Whole with favorable recommendation.	1 2 3
Appropriations	After consideration on the merits, the Committee recommends that SB17-176 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	4 5 6 7
	Amend printed bill, page 2, before line 25 insert:	8 9
	" SECTION Appropriation. (1) For the 2016-17 state fiscal year, \$2,435,572 is appropriated to the department of revenue for use by the division of motor vehicles. This appropriation consists of \$202,327 from the general fund, \$2,043,976 from the Colorado state titling and registration account in the highway users tax fund created in section 42-1-211 (2), C.R.S., and \$189,269 from the license plate cash fund created in section 42-3-301 (1)(b), C.R.S. To implement this act, the division may use this appropriation for license plate ordering.	10 11 12 13 14 15 16 17
	(2) For the 2016-17 state fiscal year, \$2,435,572 is appropriated to the department of corrections for use by the Colorado correctional industries. This appropriation is from reappropriated funds received from the department of revenue under subsection (1) of this section. To implement this act, Colorado correctional industries may use this appropriation to provide license plate ordering services for the department of revenue."	18 19 20 21 22 23 24 25
	Renumber succeeding section accordingly.	26 27
	Page 1, line 104, strike "VEHICLE." and substitute "VEHICLE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."	28 29 30 31
	INTRODUCTION OF BILLS -- FIRST READING	32 33
	The following bills were read by title and referred to the committees indicated:	34 35
SB17-177	by Senator(s) Cooke; also Representative(s) Rosenthal--Concerning amending the definition of "special respondent" in the children's code to allow a person to be voluntarily joined in a dependency or neglect proceeding. Judiciary	36 37 38 39 40
SB17-178	by Senator(s) Marble; also Representative(s) Melton--Concerning prohibiting a court from requiring a medical-marijuana patient to abstain from the use of marijuana as a condition of bond. Judiciary	41 42 43 44 45
HB17-1016	by Representative(s) Saine and Gray; also Senator(s) Martinez Humenik and Zenzinger--Concerning the ability of an urban renewal authority to exclude the valuation attributable to the extraction of mineral resources located within an urban renewal area from the total amount of taxable property subject to division for the purpose of financing urban renewal projects. Local Government	46 47 48 49 50 51 52
HB17-1040	by Representative(s) Lundeen and Foote; also Senator(s) Priola and Jahn, Cooke--Concerning authorizing the interception of communication relating to a crime of human trafficking. Judiciary	53 54 55 56 57
HB17-1044	by Representative(s) Mitsch Bush; also Senator(s) Todd--Concerning autocycles, and, in connection therewith, clarifying that an autocycle is a type of motorcycle and requiring autocycle drivers and passengers to use safety belts and, if applicable, child safety restraints. Transportation	58 59 60 61 62 63
HB17-1065	by Representative(s) Lewis; also Senator(s) Marble--Concerning a clarification of requirements governing the formation of metropolitan districts, and, in connection therewith, limiting the inclusion of agricultural land within a metropolitan district providing park and recreational services and clarifying signature requirements governing judicial approval of a petition for organization of a proposed special district. Local Government	64 65 66 67 68 69

HB17-1068 by Representative(s) Benavidez; also Senator(s) Moreno--Concerning a requirement that the department of transportation consider only proposals for public-private initiatives that will pay prevailing wages for construction labor.
Transportation

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor John W. Hickenlooper were read and assigned to committees as follows:

December 16, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and reappoint and submit to your consideration, the following:

MEMBERS OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective December 31, 2016 for terms expiring December 31, 2020:

- Bror Douglas Quimby of Colorado Springs, Colorado, a Republican, reappointed;
- Tilman "Tillie" Bishop of Grand Junction, Colorado, a Republican, reappointed;
- James David Reed of Montrose, Colorado, a Republican, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/4/2017
Effie Ameen, Secretary of the Senate

Committee on Education

May 18, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appointed and reappoint, and submit to your consideration, the following:

MEMBERS OF THE
BOARD OF TRUSTEES FOR ADAMS STATE UNIVERSITY

for terms expiring December 31, 2016:

- LeRoy James Salazar of Manassa, Colorado, a Democrat, reappointed;
- Wendell Lorenzo Pryor of Denver, Colorado, a Democrat, and occasioned by the resignation of Mary K. Griffin of Boulder, Colorado, appointed;

for a term expiring December 31, 2019:

Michelle J. Lueck of Englewood, Colorado, a Democrat, and occasioned by the resignation of Valentin “Val” Vigil of Thornton, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/13/2016
Effie Ameen, Secretary of the Senate

Committee on Education

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

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The President has signed: HJR17-1004.

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TRIBUTES

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Honoring:

Association of Colorado Centers for Independent Living -- By Senator Kent Lambert.
The Taipei Economic and Cultural Office in Denver -- By Senator Owen Hill.

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On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Thursday, February 9, 2017.

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Approved:

Kevin J. Grantham
President of the Senate

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Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

30th Legislative Day Thursday, February 9, 2017

Prayer By the chaplain, Father Brian Morrow, Assumption Catholic Church, Denver.

Call to Order By the President at 9:00 a.m.

Roll Call Present--34
Excused--1, Marble.

Quorum The President announced a quorum present.

Pledge By Senator Kagan.

Reading of the Journal On motion of Senator Coram, reading of the Journal of Wednesday, February 8, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that SB17-097 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, line 14, after "LEASE," insert "DEED OF TRUST,".

Judiciary After consideration on the merits, the Committee recommends that SB17-154 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Health & Human Services After consideration on the merits, the Committee recommends that SB17-074 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, line 27, strike "BUPRENORPHINE," and substitute "BUPRENORPHINE AND ALL OTHER MEDICATIONS AND THERAPIES APPROVED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION,".

Page 5, line 20, strike "SPECIFICALLY, BUPRENORPHINE MEDICATIONS," and substitute "SUCH AS BUPRENORPHINE AND ALL OTHER MEDICATIONS AND THERAPIES,".

Page 6, lines 3 and 4, strike "AND TO WHOM A LICENSED PHYSICIAN DELEGATES" and substitute "WHO IS AUTHORIZED, IN ACCORDANCE WITH SECTION 12-36-106 (5), TO PERFORM".

Page 6, strike lines 5 and 6 and substitute "INCLUDING PRESCRIBING CONTROLLED SUBSTANCES,".

Page 6, line 27, after "BUPRENORPHINE" insert "AND ALL OTHER MEDICATIONS AND THERAPIES APPROVED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION".

Page 7, line 18, strike "MEDICATION" and substitute "AND ALL OTHER MEDICATIONS AND THERAPIES APPROVED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION".

	Page 9, line 10, strike "AND".	1
	Page 9, after line 10 insert:	2
	"(V) THE COLORADO ACADEMY OF PHYSICIAN ASSISTANTS;	3
	AND".	4
	Renumber succeeding subparagraph accordingly.	5
	Page 10, line 14, strike "OPIATE-DEPENDENT" and substitute	6
	"OPIOID-DEPENDENT".	7
	Page 11, line 22, strike "BUPRENORPHINE;" and substitute	8
	"BUPRENORPHINE AND ALL OTHER MEDICATIONS AND THERAPIES	9
	APPROVED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION TO TREAT	10
	OPIOID USE DISORDER;".	11
	Strike "OPIATE" and substitute "OPIOID" on: Page 3, lines 18 and 19;	12
	Page 4, lines 16 and 27; Page 5, line 3; Page 7, lines 2, 5, 19, and 21;	13
	and Page 12, line 4.	14
	Strike "OPIATE-RELATED" and substitute "OPIOID-RELATED" on: Page 3,	15
	lines 20 and 26.	16
Health & Human Services	After consideration on the merits, the Committee recommends that SB17-110 be amended	17
	as follows, and as so amended, be referred to the Committee of the Whole with favorable	18
	recommendation.	19
	Amend printed bill, page 2, line 4, strike "definitions." and substitute	20
	"definitions - repeal".	21
	Page 3, line 9, after "(I)" insert "(A)".	22
	Page 3, line 14, strike "(II)" and substitute "(B)".	23
	Page 3, after line 17 insert:	24
	"(II) THIS SUBSECTION (1)(i) IS REPEALED, EFFECTIVE SEPTEMBER	25
	1, 2020.".	26
Health & Human Services	After consideration on the merits, the Committee recommends that SB17-108 be amended	27
	as follows, and as so amended, be referred to the Committee of the Whole with favorable	28
	recommendation and with a recommendation that it be placed on the Consent Calendar.	29
	Amend printed bill, page 3, after line 3, insert:	30
	"SECTION 3. In Colorado Revised Statutes, 12-43.7-105,	31
	amend (1) as follows:	32
	12-43.7-105. Certification required - exception. (1) Except as	33
	otherwise provided in this article ARTICLE 43.7, on and after July 1, 2013,	34
	a person shall not practice speech-language pathology or represent or	35
	hold himself or herself out as being able to practice speech-language	36
	pathology in this state without possessing a valid certification issued by	37
	the director in accordance with this article ARTICLE 43.7 and any rules	38
	adopted under this article ARTICLE 43.7 OR A SPECIAL SERVICES LICENSE	39
	ISSUED BY THE DEPARTMENT OF EDUCATION PURSUANT TO SECTION	40
	22-60.5-210.".	41
	Renumber succeeding sections accordingly.	42
	Page 4, after line 5, insert:	43
	"SECTION 6. In Colorado Revised Statutes, 12-43.7-108,	44
	amend (1) introductory portion, (1)(d), and (1)(e); and add (1)(f) as	45
	follows:	46
	12-43.7-108. Scope of article - exclusions. (1) This article	47

ARTICLE 43.7 does not prevent or restrict the practice, services, or activities of:

(d) A person participating in good faith in a clinical fellowship if the experience constitutes a part of the experience necessary to meet the requirement of section 12-43.7-106 (1) and the person acts under appropriate supervision; or

(e) Any legally qualified speech-language pathologist from another state or country when providing services on behalf of a temporarily absent speech-language pathologist certified in this state, so long as the uncertified speech-language pathologist is acting in accordance with rules adopted by the director. The uncertified practice must not occur more than once in any twelve-month period; or

(f) A SPEECH-LANGUAGE PATHOLOGIST WHO POSSESSES A SPECIAL SERVICES LICENSE ISSUED BY THE DEPARTMENT OF EDUCATION PURSUANT TO SECTION 22-60.5-210."

Renumber succeeding section accordingly.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB17-089** be **postponed indefinitely**.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB17-045** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 2, strike "THE" and substitute "THE INSURERS WITH A DUTY TO DEFEND MAY, AMONG THEMSELVES, AGREE ON HOW TO APPORTION PAST AND FUTURE DEFENSE COSTS, INCLUDING REASONABLE ATTORNEY FEES. ANY SUCH AGREEMENT IS ENFORCEABLE AS A CONTRACT. IF THE INSURERS ARE UNABLE TO REACH SUCH AN AGREEMENT WITHIN FORTY-FIVE DAYS AFTER THE FILING OF THE CONTRIBUTION ACTION, THE".

Page 3, strike lines 4 and 5 and substitute "HEARING, WHICH MUST BE HELD WITHIN SIXTY DAYS. STATEMENTS MADE BY PARTIES AND COUNSEL ON BEHALF OF ANY PARTY, WHEN OFFERED TO PROVE LIABILITY FOR, VALIDITY OF, OR AMOUNT OF ANY CLAIMS DURING THE HEARING, ARE NOT ADMISSIBLE IN ANY SUBSEQUENT PROCEEDING. THE DISTRICT COURT SHALL PROMPTLY DECIDE THE CLAIM".

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB17-027** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 2, line 20, strike "A" and substitute "EXCEPT AS PROVIDED IN SUBSECTIONS (5.5)(b) AND (5.5)(c) OF THIS SECTION, A".

Page 2, line 21 strike the second "A".

Page 2, strike lines 22 through 26 and substitute "2 MISDEMEANOR TRAFFIC OFFENSE, AND THE COURT OR THE DEPARTMENT SHALL ASSESS A FINE OF THREE HUNDRED DOLLARS.

(b) IF THE PERSON'S ACTIONS ARE THE PROXIMATE CAUSE OF BODILY INJURY TO ANOTHER, THE PERSON COMMITS A CLASS 1 MISDEMEANOR TRAFFIC OFFENSE AND SHALL BE PUNISHED AS PROVIDED IN SECTION 42-4-1701 (3)(a)(II).

(c) IF THE PERSON'S ACTIONS ARE THE PROXIMATE CAUSE OF DEATH TO ANOTHER, THE PERSON COMMITS A CLASS 1 MISDEMEANOR TRAFFIC OFFENSE AND SHALL BE PUNISHED AS PROVIDED IN SECTION 42-4-1701 (3)(a)(II)".

Page 3, strike lines 1 and 2.

Page 3, line 7, strike "transmission." and substitute "transmission, IN A MANNER THAT CAUSED THE OPERATOR TO DRIVE IN A CARELESS AND IMPRUDENT MANNER, WITHOUT DUE REGARD FOR THE WIDTH, GRADE, CURVES, CORNERS, TRAFFIC, AND USE OF THE STREETS AND HIGHWAYS AND ALL OTHER ATTENDANT CIRCUMSTANCES, AS PROHIBITED BY SECTION 42-4-1402.".
Page 3, line 9, strike "and (5)(jj.7)".

Page 3, line 14, strike "FIRST", and strike "5" and substitute "4".

Page 3, strike lines 15 and 16.

Page 4, strike lines 18 and 19 and substitute:

"42-4-239 (5.5)
300.00
6.00".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that SB17-064 be postponed indefinitely.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that SB17-122 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

SENATE SERVICES REPORT

Correctly Printed: SB17-177 and 178.
Correctly Enrolled: SJR17-010 and 011.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege.

THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-076

by Senator(s) Priola; also Representative(s) Coleman--Concerning authority to spend money in the public school performance fund.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	E	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsor(s) added: Crowder, Grantham, Holbert, Kerr, Martinez Humenik, Merrifield, Moreno, Todd, and Williams A.

SB17-041 by Senator(s) Priola, Holbert; also Representative(s) Hooton and Willett, Thurlow, Pabon, Herod--Concerning employment contracts for positions at institutions of higher education that are funded by revenue generated from auxiliary activities.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	E	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Crowder, and Grantham.

SB17-050 by Senator(s) Cooke; also Representative(s) Becker K.--Concerning the consolidation of grant programs relating to forest management.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	E	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Donovan, Fenberg, Garcia, Grantham, Guzman, Holbert, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Priola, and Scott.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Third Reading of Bills -- Final Passage Calendar (SB17-065, SB17-059, SB17-007, SB17-056) of Thursday, February 9, was laid over until Friday, February 10, retaining its place on the calendar.

On motion of Majority Leader Holbert, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB17-066, SB17-115, HB17-1058, SB17-033, SB17-127, SB17-124, SB17-077, SB17-159, SB17-160, SB17-166, SB17-168, SB17-170, SB17-172, SB17-174 were made Special Orders at 9:18 a.m.

Committee of the Whole The hour of 9:18 a.m. having arrived, Senator Baumgardner moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Baumgardner was called to act as Chair.

SPECIAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-066 by Senator(s) **Cooke and Fields**; also Representative(s) Saine and Lebsock--Concerning clarifying retroactively the authority of a municipality to employ a police force without going through sunrise review.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB17-115 by Senator(s) **Cooke**; also Representative(s) Willett and Foote--Concerning an expansion of the exception to the crime of possession of sexually exploitative material for persons involved in sexually exploitative material cases.

Ordered engrossed and placed on the calendar for third reading and final passage.

HB17-1058 by Representative(s) Thurlow; also Senator(s) **Kerr**--Concerning the scheduled repeal of reports by the department of personnel to the general assembly.

Ordered revised and placed on the calendar for third reading and final passage.

SB17-033 by Senator(s) **Aguilar**; also Representative(s) Lawrence--Concerning the authority of a professional nurse to delegate dispensing authority for over-the-counter medications.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, January 26, page 74 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB17-127 by Senator(s) **Tate**; also Representative(s) Pabon--Concerning an expansion of the exemption from the requirements that apply to a mortgage loan originator to include up to three loans per year without compensation between family members.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB17-124 by Senator(s) **Moreno and Martinez Humenik**; also Representative(s) Nordberg and Hooton--Concerning a correction to the "Colorado Uniform Trust Decanting Act".

Ordered engrossed and placed on the calendar for third reading and final passage.

SB17-077 by Senator(s) **Jahn**; also Representative(s) Willett and Kraft-Tharp--Concerning the eligibility of certain government agencies to apply for a special event permit to sell alcohol beverages.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, February 8, page 156 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB17-159 by Senator(s) **Lambert**; also Representative(s) Hamner--Concerning a supplemental appropriation to the department of corrections.

Ordered engrossed and placed on the calendar for third reading and final passage.

- SB17-160

by Senator(s) **Lambert**; also Representative(s) Hamner--Concerning a supplemental appropriation to the department of education.

Ordered engrossed and placed on the calendar for third reading and final passage.
- SB17-166

by Senator(s) **Lambert**; also Representative(s) Hamner--Concerning a supplemental appropriation to the department of military and veterans affairs.

Ordered engrossed and placed on the calendar for third reading and final passage.
- SB17-168

by Senator(s) **Lambert**; also Representative(s) Hamner--Concerning a supplemental appropriation to the department of public safety.

Ordered engrossed and placed on the calendar for third reading and final passage.
- SB17-170

by Senator(s) **Lambert**; also Representative(s) Hamner--Concerning a supplemental appropriation to the department of state.

Ordered engrossed and placed on the calendar for third reading and final passage.
- SB17-172

by Senator(s) **Lambert**; also Representative(s) Hamner--Concerning funding for capital construction, and making supplemental appropriations in connection therewith.

Ordered engrossed and placed on the calendar for third reading and final passage.
- SB17-174

by Senator(s) **Lambert**; also Representative(s) Hamner--Concerning the allocation of money by the Colorado commission on higher education for tuition assistance for members of the National Guard.

Ordered engrossed and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS -- CONSENT CALENDAR**

On motion of Senator Baumgardner, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	E	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-066, SB17-115, SB17-033 as amended, SB17-127, SB17-124, SB17-077 as amended, SB17-159, SB17-160, SB17-166, SB17-168, SB17-170, SB17-172, SB17-174, HB17-1058.

On motion of Majority Leader Holbert, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB17-161, SB17-162, SB17-163, SB17-164, SB17-165, SB17-167, SB17-169, SB17-171, SB17-173, SB17-175, SB17-176 were made Special Orders at 9:26 a.m.

Committee of the Whole	The hour of 9:26 a.m. having arrived, Senator Baumgardner moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Baumgardner was called to act as Chair.	1 2 3 4 5
SPECIAL ORDERS -- SECOND READING OF BILLS		6 7
	The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:	8 9 10 11
SB17-161	by Senator(s) Lambert ; also Representative(s) Hamner--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting. Ordered engrossed and placed on the calendar for third reading and final passage.	12 13 14 15 16 17
SB17-162	by Senator(s) Lambert ; also Representative(s) Hamner--Concerning a supplemental appropriation to the department of health care policy and financing. Ordered engrossed and placed on the calendar for third reading and final passage.	18 19 20 21 22
SB17-163	by Senator(s) Lambert ; also Representative(s) Hamner--Concerning a supplemental appropriation to the department of human services. <u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, February 8, page 157 and placed in members' bill files.) As amended, ordered engrossed and placed on the calendar for third reading and final passage.	23 24 25 26 27 28 29 30 31
SB17-164	by Senator(s) Lambert ; also Representative(s) Hamner--Concerning a supplemental appropriation to the judicial department. Ordered engrossed and placed on the calendar for third reading and final passage.	32 33 34 35 36
SB17-165	by Senator(s) Lambert ; also Representative(s) Hamner--Concerning a supplemental appropriation to the department of law. Ordered engrossed and placed on the calendar for third reading and final passage.	37 38 39 40 41
SB17-167	by Senator(s) Lambert ; also Representative(s) Hamner--Concerning a supplemental appropriation to the department of personnel. Ordered engrossed and placed on the calendar for third reading and final passage.	42 43 44 45 46
SB17-169	by Senator(s) Lambert ; also Representative(s) Hamner--Concerning a supplemental appropriation to the department of revenue. Ordered engrossed and placed on the calendar for third reading and final passage.	47 48 49 50 51
SB17-171	by Senator(s) Lambert ; also Representative(s) Hamner--Concerning a supplemental appropriation to the department of transportation. Ordered engrossed and placed on the calendar for third reading and final passage.	52 53 54 55 56
SB17-173	by Senator(s) Lambert ; also Representative(s) Hamner--Concerning adjustments in the amount of total program funding for public schools for the 2016-17 budget year, and, in connection therewith, making an appropriation. Ordered engrossed and placed on the calendar for third reading and final passage.	57 58 59 60 61 62
SB17-175	by Senator(s) Lambert ; also Representative(s) Hamner--Concerning the transfer of money between state self-insurance funds at the request of the executive director of the department of personnel. Ordered engrossed and placed on the calendar for third reading and final passage.	63 64 65 66 67

SB17-176 by Senator(s) **Moreno**; also Representative(s) Rankin--Concerning authorization to use money in the Colorado state titling and registration account to issue devices that confirm that a person has registered a motor vehicle.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, February 8, page 158 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS**

On motion of Senator Baumgardner, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	E	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-161, SB17-162, SB17-163 as amended, SB17-164, SB17-165, SB17-167, SB17-169, SB17-171, SB17-173, SB17-175, SB17-176 as amended.

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Thursday, February 9, was laid over until Friday, February 10, retaining its place on the calendar.

General Orders -- Second Reading of Bills: SB17-113, SB17-062, SB17-090, SB17-083, SB17-120, SB17-055.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Friday, February 10, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

31st Legislative Day Friday, February 10, 2017

Prayer By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver.

Call to Order By the President at 9:00 a.m.

Roll Call Present--34
Excused--1, Aguilar.

Quorum The President announced a quorum present.

Pledge By Senator Kagan.

Reading of the Journal On motion of Senator Coram, reading of the Journal of Thursday, February 9, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that SB17-149 be postponed indefinitely.

Finance After consideration on the merits, the Committee recommends that SB17-038 be postponed indefinitely.

Finance After consideration on the merits, the Committee recommends that SB17-112 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 4, line 12, strike "17-____," and substitute "17-112,".

Page 7, line 3, after "(2)(d)" insert "and (2.5)(a)".

Page 7, after line 16 insert:

"(2.5) (a) EXCEPT AS SET FORTH IN SECTION 29-2-106.1 (5)(b), within three years after the due date of the return showing the overpayment or one year after the date of overpayment, whichever is later, a vendor shall file any claim for refund with the executive director of the department of revenue. The executive director shall promptly examine such claim and shall make a refund or allow a credit to any vendor who establishes that such vendor overpaid the tax due pursuant to this article."

Finance After consideration on the merits, the Committee recommends that HB17-1019 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend reengrossed bill, page 2, strike lines 19 through 25.

	Strike page 3 and substitute:	1
		2
	"SECTION 2. Applicability. This act applies to applications for	3
	treasurer's deeds commenced on or after July 1, 2017.	4
	SECTION 3. Safety clause. The general assembly hereby finds,	5
	determines, and declares that this act is necessary for the immediate	6
	preservation of the public peace, health, and safety."	7
		8
		9
Education	After consideration on the merits, the Committee recommends that SB17-123 be referred to the Committee of the Whole with favorable recommendation.	10
		11
		12
		13
Health & Human Services	After consideration on the merits, the Committee recommends that SB17-106 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	14
		15
		16
	Amend printed bill, page 2, line 3, strike "(23)(a)(VIII)" and substitute "(19)(a)(XII)".	17
		18
		19
		20
	Page 2, line 11, strike "(23)" and substitute "(19)".	21
		22
	Page 2, line 12, strike "2022:" and substitute "2020:".	23
		24
	Page 2, line 13, strike "(VIII)" and substitute "(XII)".	25
		26
	Page 3, line 4, strike "2022." and substitute "2020.".	27
		28
	Page 3, strike lines 19 and 20 and substitute "IS AUTHORIZED UNDER THIS ARTICLE 37.3.".	29
		30
		31
		32
Health & Human Services	After consideration on the merits, the Committee recommends that HB17-1060 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	33
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		37
Health & Human Services	After consideration on the merits, the Committee recommends that SB17-004 be referred to the Committee of the Whole with favorable recommendation.	38
		39
		40
		41
		42
Education	The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:	43
		44
		45
		46
	MEMBERS OF THE	47
	BOARD OF TRUSTEES OF METROPOLITAN	48
	STATE UNIVERSITY OF DENVER	49
		50
	effective December 31, 2016 for a term expiring December 31, 2019:	51
		52
	John Paul Pogge of Greenwood Village, Colorado, an Unaffiliated, reappointed;	53
		54
	effective December 31, 2016 for a term expiring December 31, 2020:	55
		56
	James Michael Mulligan of Denver, Colorado, an Unaffiliated, appointed.	57
		58
		59
		60
		61
	SENATE SERVICES REPORT	62
		63
	Correctly Engrossed: SB17-033, 066, 077, 115, 124, 127, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, and 176.	64
	Correctly Reengrossed: SB17-041, 050, and 076.	65
	Correctly Revised: HB17-1058.	66
		67

On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege.

Senate in recess. Senate reconvened.

THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-066 by Senator(s) Cooke and Fields; also Representative(s) Saine and Lebsock--Concerning clarifying retroactively the authority of a municipality to employ a police force without going through sunrise review.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsor(s) added: Crowder, Gardner, Grantham, Lambert, Lundberg, Martinez Humenik, and Todd.

SB17-115 by Senator(s) Cooke; also Representative(s) Willett and Foote--Concerning an expansion of the exception to the crime of possession of sexually exploitative material for persons involved in sexually exploitative material cases.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsor(s) added: Crowder, Fields, Grantham, Lambert, Lundberg, and Todd.

HB17-1058 by Representative(s) Thurlow, Arndt; also Senator(s) Kerr, Moreno, Tate--Concerning the scheduled repeal of reports by the department of personnel to the general assembly.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cooke, Holbert, Martinez Humenik, Merrifield, Priola, and Todd.

SB17-033 by Senator(s) Aguilar; also Representative(s) Lawrence--Concerning the authority of a professional nurse to delegate dispensing authority for over-the-counter medications.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Court, Crowder, Fields, Garcia, Holbert, Jones, Kagan, Kefalas, Kerr, Merrifield, Moreno, Todd, and Zenzinger.

SB17-127 by Senator(s) Tate; also Representative(s) Pabon--Concerning an expansion of the exemption from the requirements that apply to a mortgage loan originator to include up to three loans per year without compensation between family members.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Grantham, Holbert, and Moreno.

SB17-124 by Senator(s) Moreno and Martinez Humenik, Kerr, Tate; also Representative(s) Nordberg and Hooton, Arndt, Thurlow--Concerning a correction to the "Colorado Uniform Trust Decanting Act".

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Priola.

SB17-077 by Senator(s) Jahn; also Representative(s) Willett and Kraft-Tharp, Nordberg--Concerning the eligibility of certain government agencies to apply for a special event permit to sell alcohol beverages.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cooke, Court, Crowder, Grantham, Holbert, Kerr, Martinez Humenik, and Moreno.

SB17-159 by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of corrections.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

SB17-160
by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of education.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Crowder, Donovan, Fields, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Tate, and Zenzinger.

SB17-166
by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of military and veterans affairs.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Crowder, Kerr, Merrifield, and Zenzinger.

SB17-168
by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of public safety.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Crowder.

SB17-170 by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of state.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

SB17-172 by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning funding for capital construction, and making supplemental appropriations in connection therewith.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Kefalas.

SB17-174 by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning the allocation of money by the Colorado commission on higher education for tuition assistance for members of the National Guard.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Cooke, Court, Crowder, Grantham, Hill, Jones, Kefalas, Kerr, Martinez Humenik, Neville T., Priola, Sonnenberg, and Tate.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-065 by Senator(s) Lundberg, Aguilar; also Representative(s) Lontine--Concerning a requirement that health care providers disclose the charges they impose for common health care services when payment is made directly rather than by a third party.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	N	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cooke, Crowder, Donovan, Gardner, Hill, Holbert, Jahn, Kefalas, Lambert, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, and Todd.

SB17-059 by Senator(s) Lundberg, Cooke; also Representative(s) Singer--Concerning an exemption from the rule requiring a vehicle to signal an intention to leave the current lane of travel when using a roundabout.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	16	NO	18	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	N	Kerr	Y	Scott	Y
Baumgardner	N	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	N	Lundberg	Y	Sonnenberg	N
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	N	Holbert	Y	Martinez Humenik	N	Todd	N
Crowder	N	Jahn	Y	Merrifield	N	Williams A.	N
Donovan	N	Jones	N	Moreno	N	Zenzinger	Y
Fenberg	N	Kagan	N	Neville T.	Y	President	Y
Fields	N	Kefalas	N	Priola	N		

Less than a majority of all members elected to the Senate having voted in the affirmative, the bill was **lost**.

SB17-007 by Senator(s) Marble, Grantham, Holbert, Neville T., Sonnenberg; also Representative(s) Saine and Humphrey--Concerning the repeal of certain provisions concerning ammunition magazines.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	21	NO	13	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	N	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	N	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	N	Holbert	Y	Martinez Humenik	Y	Todd	N
Crowder	Y	Jahn	Y	Merrifield	N	Williams A.	N
Donovan	Y	Jones	N	Moreno	N	Zenzinger	N
Fenberg	N	Kagan	N	Neville T.	Y	President	Y
Fields	N	Kefalas	N	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Cooke, Coram, Crowder, Gardner, Hill, Lambert, Lundberg, Priola, Scott, and Smallwood.

SB17-056 by Senator(s) Kerr, Tate, Moreno; also Representative(s) Arndt, Thurlow--Concerning the scheduled repeal of reports by the department of public health and environment to the general assembly.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cooke, Court, Grantham, Guzman, Holbert, Kagan, Kefalas, Martinez Humenik, Merrifield, Priola, and Todd.

SB17-161 by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Donovan.

SB17-162 by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of health care policy and financing.

A majority of those elected to the Senate having voted in the affirmative, Senator Lambert was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(J.002), by Senator Lambert.

Amend engrossed bill, page 40, after line 17 insert:

"SECTION 3. Appropriation to the department of health care

policy and financing for the fiscal year beginning July 1, 2016. In Session Laws of Colorado 2016, section 11 of chapter 270, (SB 16-199), **amend** (1) as follows:

Section 11. **Appropriation.** (1) For the 2016-17 state fiscal year, \$225,000 is appropriated to the department of health care policy and financing for use by the executive director's office. This appropriation is from the department of health care policy and financing cash fund created in section 25.5-1-109, C.R.S. To implement this act, the executive director's office may use this appropriation for general professional services and special projects. ANY MONEY APPROPRIATED IN THIS SECTION NOT EXPENDED PRIOR TO JULY 1, 2017, IS FURTHER APPROPRIATED TO THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING FOR THE 2017-18 STATE FISCAL YEAR FOR THE SAME PURPOSE."

Renumber succeeding sections accordingly.

PURPOSE: Corrects a drafting error. Adds authority that was omitted from the introduced bill for the Department of **Health Care Policy and Financing** to take an extra year to spend \$225,000 cash funds that was donated by providers of the Program for All-inclusive Care for the Elderly (PACE). The money is to develop an alternative payment model for PACE providers pursuant to S.B. 16-199.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Health Care Policy and Financing	\$0	\$0	\$0	\$0	\$0	0.0
	\$0	\$0	\$0	\$0	\$0	0.0

The amendment was **passed** on the following roll call vote:

YES	31	NO	3	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	N	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	N
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	N	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	29	NO	5	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	N	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	N	Guzman	Y	Lundberg	Y	Sonnenberg	N
Coram	N	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	N	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **passed**.

Co-sponsor(s) added: Zenzinger.

SB17-163 by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of human services.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	3	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	N	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	N
Coram	N	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Donovan, Fields, Kefalas, Kerr, and Todd.

SB17-164 by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the judicial department.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	3	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	N	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	N
Coram	N	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Kefalas.

SB17-165 by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of law.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	9	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	N	Scott	Y
Baumgardner	N	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	N	Lundberg	Y	Sonnenberg	N
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	N	Williams A.	Y
Donovan	Y	Jones	N	Moreno	Y	Zenzinger	N
Fenberg	N	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	N	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cooke, Hill, and Scott.

SB17-167
by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of personnel.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	28	NO	6	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	N
Baumgardner	N	Gardner	N	Lambert	Y	Smallwood	Y
Cooke	N	Guzman	Y	Lundberg	Y	Sonnenberg	N
Coram	N	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Crowder.

SB17-169
by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of revenue.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	29	NO	5	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	N
Baumgardner	N	Gardner	N	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	N
Coram	N	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

SB17-171
by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning a supplemental appropriation to the department of transportation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	29	NO	5	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	N
Baumgardner	N	Gardner	N	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	N
Coram	N	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Fields, Guzman, Hill, Martinez Humenik, Merrifield, Todd, and Zenzinger.

SB17-173 by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning adjustments in the amount of total program funding for public schools for the 2016-17 budget year, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Court, Crowder, Donovan, Fenberg, Fields, Guzman, Jones, Kagan, Kerr, Martinez Humenik, Merrifield, Todd, Williams A., and Zenzinger.

SB17-175 by Senator(s) Lambert, Lundberg, Moreno; also Representative(s) Hamner, Young, Rankin--Concerning the transfer of money between state self-insurance funds at the request of the executive director of the department of personnel.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	30	NO	4	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	N
Baumgardner	N	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	N
Coram	N	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

SB17-176 by Senator(s) Moreno, Lambert, Lundberg; also Representative(s) Rankin, Hamner, Young--Concerning authorization to use money in the Colorado state titling and registration account to issue devices that confirm that a person has registered a motor vehicle, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	29	NO	5	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	N
Baumgardner	N	Gardner	N	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	N
Coram	N	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Court, and Todd.

Committee of the Whole

On motion of Senator Gardner, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Gardner was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-113

by Senator(s) Neville T.; also Representative(s) Everett--Concerning a requirement that the total employer contribution rates for public employees' retirement association employers in the 2018 calendar year are the maximum total employer contribution rates for future calendar years.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB17-090

by Senator(s) Baumgardner; also Representative(s) Mitsch Bush--Concerning how to measure the level of delta-9 tetrahydrocannabinol in industrial hemp.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, February 3, page 138 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB17-083

by Senator(s) Kagan, Scott; also Representative(s) Foote, Willett--Concerning implementation of recommendations of the committee on legal services in connection with legislative review of rules and regulations of state agencies.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB17-120

by Senator(s) Gardner; --Concerning the requirement of United States citizenship to be a peace officer in Colorado.

Laid over until Monday, February 13, retaining its place on the calendar.

SB17-062

by Senator(s) Neville T., Baumgardner, Cooke, Crowder, Grantham, Holbert, Jahn, Lundberg, Marble, Priola, Scott, Sonnenberg, Tate; also Representative(s) Humphrey, Catlin, Everett, Leonard, Lundeen, Neville P., Saine, Van Winkle, Williams D., Wilson--Concerning the right to free speech on campuses of public institutions of higher education.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate journal, February 3, page 137, was lost.)

Amendment No. 2(L.006), by Senator Neville.

Amend printed bill, page 2, lines 4 and 5, strike "court actions" and substitute "legislative declaration".

Page 2, before line 6 insert:

"(1) THE FIRST AMENDMENT OF THE UNITED STATES CONSTITUTION AND ARTICLE II, SECTION 10 OF THE COLORADO CONSTITUTION EACH PROTECT THE RIGHT TO FREE SPEECH, INCLUDING THE SPEECH OF STUDENTS ENROLLED AT PUBLIC INSTITUTIONS OF HIGHER EDUCATION. THE GENERAL ASSEMBLY DECLARES THAT IT IS A MATTER OF STATEWIDE INTEREST TO PROTECT THE RIGHTS OF STUDENTS TO EXERCISE THEIR FREEDOM OF SPEECH ON THE CAMPUSES OF PUBLIC INSTITUTIONS OF HIGHER EDUCATION, WHILE RECOGNIZING THE RIGHT OF THOSE

INSTITUTIONS OF HIGHER EDUCATION TO ENACT REASONABLE TIME, PLACE, AND MANNER RESTRICTIONS THAT PRESERVE THEIR ABILITY TO FULFILL THEIR EDUCATIONAL MISSIONS. AT THE SAME TIME, THE GENERAL ASSEMBLY DECLARES THAT STUDENT EXPRESSION ON THE CAMPUSES OF INSTITUTIONS OF HIGHER EDUCATION IS A VITAL COMPONENT OF THE EDUCATIONAL ENVIRONMENT AT THESE INSTITUTIONS OF HIGHER EDUCATION AND THAT PROMOTING THE FREE AND UNFETTERED EXCHANGE OF IDEAS IN THIS MARKETPLACE OF IDEAS IS ONE WAY IN WHICH THESE INSTITUTIONS OF HIGHER EDUCATION FULFILL THEIR EDUCATIONAL MISSIONS."

Renumber succeeding subsections accordingly.

Page 2, after line 7 insert:

"(a) "EXPRESSION" MEANS ANY LAWFUL VERBAL OR WRITTEN MEANS BY WHICH INDIVIDUALS MAY COMMUNICATE IDEAS TO ONE ANOTHER, INCLUDING ALL FORMS OF PEACEFUL ASSEMBLY, PROTESTS, SPEAKING VERBALLY, HOLDING SIGNS, CIRCULATING PETITIONS, AND DISTRIBUTING WRITTEN MATERIALS. "EXPRESSION" DOES NOT INCLUDE SPEECH THAT IS PRIMARILY FOR A COMMERCIAL PURPOSE, INCLUDING THE PROMOTION, SALE, OR DISTRIBUTION OF ANY PRODUCT OR SERVICE."

Reletter succeeding paragraphs accordingly.

Page 2, strike lines 10 through 15 and substitute:

"(c) "STUDENT" MEANS A PERSON WHO IS ENROLLED FOR EDUCATIONAL PURPOSES AT AN INSTITUTION OF HIGHER EDUCATION.

(d) "STUDENT FORUM" MEANS, AS APPLIED TO STUDENTS, ANY GENERALLY ACCESSIBLE, OPEN, OUTDOOR AREA ON THE CAMPUS OF AN INSTITUTION OF HIGHER EDUCATION, AS WELL AS ANY NONACADEMIC AND PUBLICLY OPEN PORTION OF A FACILITY THAT THE INSTITUTION OF HIGHER EDUCATION HAS TRADITIONALLY MADE AVAILABLE TO STUDENTS FOR EXPRESSIVE PURPOSES."

Page 2, line 16, after "NOT" insert "LIMIT OR".

Page 2, strike lines 17 through 19 and substitute "A STUDENT'S EXPRESSION IN A STUDENT FORUM, INCLUDING SUBJECTING A STUDENT TO DISCIPLINARY ACTION RESULTING FROM HIS OR HER EXPRESSION, BECAUSE OF THE CONTENT OR VIEWPOINT OF THE EXPRESSION OR BECAUSE OF THE REACTION OR OPPOSITION BY LISTENERS OR OBSERVERS TO SUCH EXPRESSION."

Page 2, strike lines 20 through 23 and substitute:

"(4) AN INSTITUTION OF HIGHER EDUCATION SHALL NOT DESIGNATE ANY AREA ON CAMPUS AS A FREE SPEECH ZONE OR OTHERWISE CREATE POLICIES IMPLYING THAT ITS STUDENTS' EXPRESSIVE ACTIVITIES ARE RESTRICTED TO PARTICULAR AREAS OF CAMPUS. AN INSTITUTION OF HIGHER EDUCATION SHALL NOT, EXCEPT FOR THE PURPOSE OF ENACTING TIME, PLACE, AND MANNER RESTRICTIONS PERMITTED PURSUANT TO SUBSECTION (5) OF THIS SECTION, RESTRICT THE RIGHT OF STUDENTS TO ENGAGE IN EXPRESSION IN A STUDENT FORUM."

Page 3, lines 2 and 3, strike "SPEECH THAT:" and substitute: "EXPRESSION IN A STUDENT FORUM UNLESS THE RESTRICTIONS:".

Page 3, strike lines 4 through 8 and substitute:

"(a) ARE REASONABLE;".

Page 3, line 9, strike "(III)" and substitute "(b)".

Page 3, line 10, strike "REGULATED".

Page 3, line 11, strike "(IV)" and substitute "(c)".

Page 3, line 13, strike "(V)" and substitute "(d)".

Page 3, after line 14 insert:

"(6) (a) NOTHING IN THIS SECTION GRANTS OTHER MEMBERS OF THE COLLEGE OR UNIVERSITY COMMUNITY THE RIGHT TO DISRUPT PREVIOUSLY SCHEDULED OR RESERVED ACTIVITIES IN A PORTION OR SECTION OF THE STUDENT FORUM AT THAT SCHEDULED TIME.

(b) NOTHING IN THIS SECTION SHALL BE INTERPRETED AS PREVENTING AN INSTITUTION OF HIGHER EDUCATION FROM PROHIBITING, LIMITING, OR RESTRICTING EXPRESSION THAT IS NOT PROTECTED UNDER THE FIRST AMENDMENT."

Renumber succeeding subsections accordingly.

Page 3, line 15, strike "THE FOLLOWING PERSONS" and substitute "ANY STUDENT WHO HAS BEEN DENIED ACCESS TO A STUDENT FORUM FOR EXPRESSIVE PURPOSES PROTECTED BY THIS SECTION".

Page 3, line 17, strike "FEES:" and substitute "FEES.".

Page 3, strike lines 18 through 20.

Page 3, line 21, strike "(5)" and substitute "(6)".

Page 3, line 26, strike "PERSON" and substitute "STUDENT".

Page 4, line 2, strike "OR EACH".

Page 4, strike line 3.

Amendment No. 3(L.007), by Senator Neville.

Amend the Neville floor amendment (SB062_L.006), page 3, strike lines 18 and 19 and substitute "Page 4, strike lines 1 through 5 and substitute "OCCURRED."."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

(For further action, see amendments to the report of the Committee of the Whole.)

SB17-055 by Senator(s) Neville T., Crowder, Gardner, Grantham, Holbert, Lambert, Lundberg, Marble, Priola, Scott, Sonnenberg, Tate; also Representative(s) Everett, Becker J., Beckman, Buck, Humphrey, Landgraf, Lawrence, Leonard, Lewis, Liston, Lundeen, McKean, Navarro, Neville P., Nordberg, Rankin, Ransom, Saine, Van Winkle, Willett, Williams D., Wilson, Wist--Concerning the prohibition of discrimination against employees based on labor union participation.

Ordered engrossed and placed on the calendar for third reading and final passage.

(For further action, see amendments to the report of the Committee of the Whole.)

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB17-062 by Senator(s) Neville T., Baumgardner, Cooke, Crowder, Grantham, Holbert, Jahn, Lundberg, Marble, Priola, Scott, Sonnenberg, Tate; also Representative(s) Humphrey, Catlin, Everett, Leonard, Lundeen, Neville P., Saine, Van Winkle, Williams D., Wilson--Concerning the right to free speech on campuses of public institutions of higher education.

Senator Fenberg moved to amend the Report of the Committee of the Whole to show that the following Fenberg floor amendment, (L.008) to SB17-062, did pass.

Amend the Neville floor amendment (SB062_L.006), page 1, line 28, after the period insert ""EXPRESSION" INCLUDES VOTER REGISTRATION ACTIVITIES."

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	16	NO	18	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	N
Baumgardner	N	Gardner	N	Lambert	N	Smallwood	N
Cooke	N	Guzman	Y	Lundberg	N	Sonnenberg	N
Coram	N	Hill	N	Marble	N	Tate	N
Court	Y	Holbert	N	Martinez Humenik	N	Todd	Y
Crowder	N	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	N	President	N
Fields	Y	Kefalas	Y	Priola	N		

SB17-055 by Senator(s) Neville T., Crowder, Gardner, Grantham, Holbert, Lambert, Lundberg, Marble, Priola, Scott, Sonnenberg, Tate; also Representative(s) Everett, Becker J., Beckman, Buck, Humphrey, Landgraf, Lawrence, Leonard, Lewis, Liston, Lundeen, McKean, Navarro, Neville P., Nordberg, Rankin, Ransom, Saine, Van Winkle, Willett, Williams D., Wilson, Wist--Concerning the prohibition of discrimination against employees based on labor union participation.

Senator Jones moved to amend the Report of the Committee of the Whole to show that the following Merrifield floor amendment, (L.006) to SB 17-055, did pass.

Amend printed bill, page 2, strike lines 17 through 23 and substitute:

"8-3.3-102. Prohibited activities. (1) ON AND AFTER THE EFFECTIVE DATE OF THIS SECTION, AN EMPLOYER SHALL NOT DISCRIMINATE AGAINST AN EMPLOYEE WHILE CARDS ARE BEING CIRCULATED, DURING COLLECTIVE BARGAINING, OR WHILE A LABOR ELECTION IS PENDING, BY:

- (a) APPLYING PHYSICAL RESTRAINT;
- (b) PREVENTING BATHROOM USE;
- (c) ELIMINATING LUNCH BREAKS;
- (d) REDUCING PAY; OR
- (e) DEMOTING THE EMPLOYEE."

Page 3, strike lines 1 through 8.

Renumber succeeding C.R.S. sections accordingly.

Page 4, strike lines 17 through 27.

Strike pages 5 through 8.

Page 9, strike lines 1 through 17.

Renumber succeeding section accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	16	NO	18	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	N
Baumgardner	N	Gardner	N	Lambert	N	Smallwood	N
Cooke	N	Guzman	Y	Lundberg	N	Sonnenberg	N
Coram	N	Hill	N	Marble	N	Tate	N
Court	Y	Holbert	N	Martinez Humenik	N	Todd	Y
Crowder	N	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	N	President	N
Fields	Y	Kefalas	Y	Priola	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Gardner, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-113, SB17-090 as amended, SB17-083, SB17-062 as amended, SB17-055.
Laid over until Monday, February 13: SB17-120.

COMMITTEE OF REFERENCE REPORTS (cont'd)

Health & Human Services

After consideration on the merits, the Committee recommends that **SB17-084** be **postponed indefinitely**.

Agriculture, Natural Resources, & Energy

The Committee on Agriculture, Natural Resources, & Energy has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

effective January 9, 2017, for a term expiring on January 7, 2019:

Wendy Moser of Highlands Ranch, Colorado, a Republican, and occasioned by the resignation of Joshua B. Epel of Greenwood Village, Colorado, appointed;

effective January 9, 2017, for a term expiring the Monday preceding the second Tuesday in January 2021:

Jeffrey Paul Ackermann of Denver, Colorado, a Democrat, and to serve as Chair, appointed.

Agriculture, Natural Resources, & Energy

The Committee on Agriculture, Natural Resources, & Energy has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for a term expiring October 1, 2020:

Steven D. Price of Denver, Colorado, a resident from within the city and county of Denver who has experience in planning and development of water projects, appointed.

Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that HJR17-1003 be referred to the Senate for final action.	1
		2
		3
		4
		5
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB17-036 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	6
		7
		8
		9
		10
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that HB17-1030 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	11
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	Amend reengrossed bill, page 12, strike lines 14 through 24 and substitute "(4) and (6); and repeal (1), (3), and (5) as follows:	16
	37-42-128. Collection of assessments. (1) The county treasurer of the county wherein the office of an irrigation district is located shall be and is hereby constituted ex officio district treasurer of such irrigation district and shall be liable upon his official bond and to indictment and criminal prosecution for malfeasance, misfeasance, or failure to perform any duty prescribed in this article, either as county treasurer or as district treasurer, as is provided by law in like or other cases as county treasurer. Said treasurer shall collect, receive, and receipt for all moneys belonging to the district."	17
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	Page 13, strike lines 9 through 17 and substitute "the person tendering the same owes. Payment of irrigation district assessments shall be receipted for upon the same receipt required in the collection of general real estate taxes, but, in the case of payment of only general tax or irrigation district assessment and the nonpayment of the other, such nonpayment shall be clearly indicated upon such receipt so issued, and the payment of the one shall in no way affect the lien or obligation of the unpaid tax or assessment, but each shall exist and be enforceable separately."	28
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	Page 13, strike lines 20 through 27.	38
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	Page 14, strike lines 1 through 24 and substitute "county in which the office of said district is located, on the first Monday of each month, shall remit to the district treasurer all moneys, warrants, coupons, or bonds theretofore MONEY collected or received by him OR HER on account of said THE district. Every county treasurer shall keep a general fund account, a bond fund account, and, in the case of a contract with the United States, a United States contract fund account. In the bond fund account shall be placed all moneys received from taxation for the payment of bonds and the interest thereon. In the United States contract fund account shall be placed all moneys received for payments due or to become due the United States under any contract between the district and the United States.	40
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	(5) All other district moneys from whatever sources shall be placed in the general fund, and the three funds kept separate at all times. The district treasurer shall pay out of said bond and United States contract fund, when due, the interest and principal of the bonds of said district, at the time and place specified in said bonds, or all payments due to the United States under any contract between the district and the United States, at the time and in the manner provided in said contract, and shall pay out of the general fund only upon warrants signed by the person duly authorized by the board of directors of said district. as provided in this section."	52
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	Page 15, line 1, strike "respective funds," and substitute "respective funds DISTRICT ACCOUNTS,".	63
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	Page 15, line 2, strike "RESPECTIVE FUNDS" and substitute "DISTRICT ACCOUNTS".	66
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Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB17-100 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5 6 7 8 9 10
	Amend printed bill, page 3, line 6, strike "PRIMARILY".	11 12
	Page 6, line 1, after "(a)" insert "(I)".	13 14 15
	Page 6, after line 6 insert:	16 17 18
	"(II) NOTWITHSTANDING SUBSECTION (2)(a) OR (2)(b) OF THIS SECTION, A PLAINTIFF MAY SUE AND RECOVER CIVIL DAMAGES FROM A VOLUNTEER BASED UPON A NEGLIGENT ACT OR OMISSION INVOLVING THE OPERATION OF A MOTOR VEHICLE DURING A LAND STEWARDSHIP ACTIVITY; EXCEPT THAT THE AMOUNT RECOVERED FROM THE VOLUNTEER SHALL NOT EXCEED THE LIMITS OF APPLICABLE INSURANCE COVERAGE MAINTAINED BY OR ON BEHALF OF THE VOLUNTEER WITH RESPECT TO THE NEGLIGENT OPERATION OF A MOTOR VEHICLE IN SUCH CIRCUMSTANCES. NOTHING IN THIS SUBSECTION (5)(a)(II) LIMITS THE RIGHT OF A PLAINTIFF TO RECOVER FROM A POLICY OF UNINSURED OR UNDERINSURED MOTORIST COVERAGE AVAILABLE TO THE PLAINTIFF AS A RESULT OF A MOTOR VEHICLE ACCIDENT."	19 20 21 22 23 24 25
		26
	After consideration on the merits, the Committee recommends that SB17-109 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	27 28 29 30
	Amend printed bill, strike everything below the enacting clause and substitute:	31 32 33
	"SECTION 1. In Colorado Revised Statutes, add 35-60-116 as follows:	34 35
	35-60-116. Study - hemp products in animal feed - repeal.	36
	(1) THE COMMISSIONER SHALL CREATE A GROUP TO STUDY THE FEASIBILITY OF INCLUDING HEMP PRODUCTS IN ANIMAL FEED. THE COMMISSIONER SHALL INCLUDE REPRESENTATION IN THE GROUP OF THE FOLLOWING: A HEMP PRODUCER, A HEMP PROCESSOR, A LEGAL EXPERT, A PERSON FROM AN INSTITUTION OF HIGHER EDUCATION WHO HAS STUDIED HEMP POLICY, A VETERINARIAN, A LIVESTOCK PRODUCER, AND ANY OTHER PERSON THE COMMISSIONER DETERMINES WOULD FACILITATE UNDERSTANDING THE LEGAL, PRACTICAL, OR BUSINESS CONSIDERATIONS OF INCLUDING HEMP PRODUCTS IN ANIMAL FEED.	37 38 39 40 41 42 43 44 45
	(2) THE GROUP SHALL BEGIN MEETING AS SOON AS PRACTICAL AFTER THE EFFECTIVE DATE OF THIS ACT AND SHALL REACH ITS CONCLUSIONS AND MAKE ANY LEGISLATIVE RECOMMENDATIONS BY DECEMBER 31, 2017.	46 47 48 49
	(3) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2018.	50
	SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."	51 52 53 54 55 56 57 58 59 60 61 62

MESSAGE FROM THE HOUSE

February 10, 2017

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB17-1001, 1131.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB17-1048, amended as printed in House Journal, February 9, 2017.
HB17-1041, amended as printed in House Journal, February 9, 2017.
HB17-1096, amended as printed in House Journal, February 9, 2017.

The House has passed on Third Reading and returns herewith SB17-044.

The House has adopted and returns herewith SJM17-001, amended as printed in House Journal, February 10, 2017.

MESSAGE FROM THE REVISOR OF STATUTES

February 10, 2017

We herewith transmit:

Without comment, HB17-1001 and 1131.
Without comment, as amended, HB17-1041, 1048, and 1096.

On motion of Majority Leader Holbert, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Governor's appointments to the Public Utilities Commission were made Special Orders.

SPECIAL ORDERS -- CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Majority Leader Holbert, the following Governor's appointments were confirmed by roll call votes:

MEMBER OF THE
PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

effective January 9, 2017, for a term expiring on January 7, 2019:

Wendy Moser of Highlands Ranch, Colorado, a Republican, and occasioned by the resignation of Joshua B. Epel of Greenwood Village, Colorado, appointed;

YES	30	NO	4	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	N	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	N	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	N	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	N	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

MEMBER OF THE
PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

effective January 9, 2017, for a term expiring the Monday preceding the second Tuesday in January 2021:

Jeffrey Paul Ackermann of Denver, Colorado, a Democrat, and to serve as Chair, appointed.

YES	26	NO	8	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	N	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	N	Guzman	Y	Lundberg	N	Sonnenberg	Y
Coram	Y	Hill	N	Marble	N	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	N	Todd	Y
Crowder	Y	Jahn	N	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	N	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Lieutenant Governor Donna Lynne, acting on behalf of the State while Governor John W. Hickenlooper was absent from the State, was read and assigned to committee as follows:

December 21, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and reappoint, and submit to your consideration, the following:

MEMBERS OF THE
BOARD OF TRUSTEES FOR ADAMS STATE UNIVERSITY

for terms expiring December 31, 2020:

- Wendell Lorenzo Pryor of Denver, Colorado, a Democrat, reappointed;
- Reeves Alderson Brown of Denver, Colorado, a Republican, appointed;
- Honorable Pamela Sue Bricker of Del Norte, Colorado, an Unaffiliated, appointed.

Sincerely,
(signed)
Donna Lynne
Lt. Governor, acting on behalf
of the State while Governor John W. Hickenlooper is absent from the State.
Rec'd: 1/4/2017
Effie Ameen, Secretary of the Senate

Committee on Education

On motion of Majority Leader Holbert, the Senate adjourned until 10:00 a.m., Monday, February 13, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

34th Legislative Day Monday, February 13, 2017

Prayer By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.

Call to Order By the President at 10:00 a.m.

Roll Call Present--34
Excused--1, Aguilar.

Quorum The President announced a quorum present.

Pledge By Senator Moreno.

Reading of the Journal On motion of Senator Court, reading of the Journal of Friday, February 10, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Engrossed: SB17-055, 062, 083, 090, and 113.
Correctly Reengrossed: SB17-007, 033, 056, 065, 066, 077, 115, 124, 127, 159 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, and 176.
Correctly Rerevised: HB17-1058.
Correctly Enrolled: SB17-044.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-113 by Senator(s) Neville T.; also Representative(s) Everett--Concerning a requirement that the total employer contribution rates for public employees' retirement association employers in the 2018 calendar year are the maximum total employer contribution rates for future calendar years.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	18	NO	16	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	N	Kerr	N	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	N	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	N	Holbert	Y	Martinez Humenik	Y	Todd	N
Crowder	Y	Jahn	N	Merrifield	N	Williams A.	N
Donovan	N	Jones	N	Moreno	N	Zenzinger	N
Fenberg	N	Kagan	N	Neville T.	Y	President	Y
Fields	N	Kefalas	N	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsor(s) added: Baumgardner, Gardner, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Scott, and Sonnenberg.

SB17-090by Senator(s) Baumgardner; also Representative(s) Mitsch Bush--Concerning how to measure the level of delta-9 tetrahydrocannabinol in industrial hemp.

123

The question being "Shall the bill pass?", the roll call was taken with the following result:

45

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

1516

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

171819

Co-sponsor(s) added: Cooke, Coram, Crowder, Fenberg, Fields, Grantham, Holbert, Jones, Lambert, Marble, Martinez Humenik, Merrifield, Neville T., Scott, Sonnenberg, and Todd.

202122

SB17-083by Senator(s) Kagan, Scott; also Representative(s) Foote, Willett--Concerning implementation of recommendations of the committee on legal services in connection with legislative review of rules and regulations of state agencies.

2324252627

The question being "Shall the bill pass?", the roll call was taken with the following result:

2829

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	N	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

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A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

41424344

SB17-062by Senator(s) Neville T., Baumgardner, Cooke, Crowder, Grantham, Holbert, Jahn, Lundberg, Marble, Priola, Scott, Sonnenberg, Tate; also Representative(s) Humphrey, Catlin, Everett, Leonard, Lundeen, Neville P., Saine, Van Winkle, Williams D., Wilson--Concerning the right to free speech on campuses of public institutions of higher education.

4546474849

A majority of those elected to the Senate having voted in the affirmative, Senator Neville was given permission to offer a third reading amendment.

505152

Third Reading Amendment No. 1(L.009), by Senator Neville.

5354

Amend the engrossed bill, page 3, line 7, after "EXPRESSION" insert "INCLUDES VOTER REGISTRATION ACTIVITIES BUT".

555657

The amendment was **passed** on the following roll call vote:

585960

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

6162636465666768697071

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	32	NO	2	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	N	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	N	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **passed**.

Co-sponsor(s) added: Gardner, Hill, Kefalas, Lambert, Martinez Humenik, and Smallwood.

SB17-055

by Senator(s) Neville T., Crowder, Gardner, Grantham, Holbert, Lambert, Lundberg, Marble, Priola, Scott, Sonnenberg, Tate; also Representative(s) Everett, Becker J., Beckman, Buck, Humphrey, Landgraf, Lawrence, Leonard, Lewis, Liston, Lundeen, McKean, Navarro, Neville P., Nordberg, Rankin, Ransom, Saine, Van Winkle, Willett, Williams D., Wilson, Wist--Concerning the prohibition of discrimination against employees based on labor union participation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	18	NO	16	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	N	Kerr	N	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	N	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	N	Holbert	Y	Martinez Humenik	Y	Todd	N
Crowder	Y	Jahn	N	Merrifield	N	Williams A.	N
Donovan	N	Jones	N	Moreno	N	Zenzinger	N
Fenberg	N	Kagan	N	Neville T.	Y	President	Y
Fields	N	Kefalas	N	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Cooke, Hill, and Smallwood.

Committee
of the Whole

On motion of Senator Cooke, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Cooke was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-097

by Senator(s) Martinez Humenik, Court, Gardner, Lundberg, Moreno; also Representative(s) Coleman--Concerning the presumption that a conveyance of an interest in land also conveys an interest in adjoining property consisting of a vacated right-of-way.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 9, page 161 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

- SB17-154

by Senator(s) Gardner; also Representative(s) Wist--Concerning the "Uniform Unsworn Declarations Act".

Ordered removed from the General Orders--Second Reading of Bills--Consent Calendar of Monday, February 13, 2017 and placed at the end of the General Orders--Second Reading of Bills Calendar of Friday, February 17, 2017.
- SB17-108

by Senator(s) Crowder, Aguilar, Kefalas; also Representative(s) Buckner--Concerning continuation of the regulation of speech-language pathologists by the director of the division of professions and occupations, and, in connection therewith, implementing the recommendations of the 2016 sunset report of the department of regulatory agencies.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, February 9, page(s) 162-163 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB17-122

by Senator(s) Tate; --Concerning the duties of the fallen heroes memorial commission, and, in connection therewith, repealing the commission and shifting all remaining responsibilities to the state capitol building advisory committee.

Ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR

On motion of Senator Cooke, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-097 as amended, SB17-108 as amended, SB17-122.
Laid over to the end of the General Orders -- Second Reading of Bills calendar of Friday, February 17: SB17-154.

Committee of the Whole

On motion of Senator Cooke, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Cooke was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

- SB17-120

by Senator(s) Gardner; --Concerning the requirement of United States citizenship to be a peace officer in Colorado.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, February 7, page 151 and placed in members' bill files.)

Amendment No. 2(L.002), by Senator Gardner.

Amend the Judiciary Committee Report, dated February 6, 2017, page 1, strike line 1 and substitute:

"Amend printed bill, page 2, line 5, strike **"provision - repeal."** and substitute **"provision."**.

Page 2, line 18, strike "2020." and substitute "2022, UNLESS THE P.O.S.T. BOARD EXTENDS THE DATE FOR COMPLIANCE AS PROVIDED IN SUBSECTION (3)(c) OF THIS SECTION."

Page 2, line 21, strike "2020." and substitute "2022, UNLESS THE P.O.S.T. BOARD EXTENDS THE DATE FOR COMPLIANCE AS PROVIDED IN SUBSECTION (3)(c) OF THIS SECTION."

Page 2, after line 21 insert:"

Page 1 of the report, strike line 6 and substitute:

"Page 3, strike lines 1 through 9 and substitute:

"(c) THE P.O.S.T. BOARD, UPON REQUEST OF THE EMPLOYING LAW ENFORCEMENT AGENCY OF A CERTIFIED PEACE OFFICER WHOSE COMPLIANCE WAS GRANDFATHERED IN UNDER SUBSECTION (3)(a) OF THIS SECTION, MAY EXTEND THE DATE FOR THE CERTIFIED PEACE OFFICER'S COMPLIANCE WITH THE UNITED STATES CITIZENSHIP REQUIREMENT BASED UPON A SHOWING THAT THE CERTIFIED PEACE OFFICER IS MAKING PROGRESS TOWARDS ATTAINING CITIZENSHIP AND NEEDS AN EXTENSION OF TIME.

SECTION 2. In Colorado Revised Statutes, 24-31-305, **add** (5) as follows:

24-31-305. Certification - issuance - renewal - revocation.
(5) ON AND AFTER JULY 1, 2022, THE P.O.S.T. BOARD SHALL REVOKE THE CERTIFICATION OF ANY PEACE OFFICER WHO FAILS TO MEET THE UNITED STATES CITIZENSHIP REQUIREMENT SPECIFIED IN SECTION 16-2.5-101.5, UNLESS THE P.O.S.T. BOARD EXTENDS THE DATE FOR COMPLIANCE WITH THE UNITED STATES CITIZENSHIP REQUIREMENT PURSUANT TO SECTION 16-2.5-101.5 (3)(c).".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB17-110 by Senator(s) Crowder and Kefalas; also Representative(s) Danielson and Wilson-- Concerning expanding the number of unrelated children to no more than four to qualify for license-exempt family child care.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 9, page 162 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Cooke, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-120 as amended, SB17-110 as amended.

On motion of Majority Leader Holbert, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB17-112, HB17-1019, HB17-1060, SB17-036, HB17-1030, SB17-100, and SB17-109 were made Special Orders -- Consent Calendar at 11:15 a.m.

Committee of the Whole The hour of 11:15 a.m. having arrived, Senator Cooke moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Cooke was called to act as Chair.

**SPECIAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-112 by Senator(s) Neville T., Court, Hill, Jahn, Kerr, Tate, Smallwood; also Representative(s) Pabon, Covarrubias, Lawrence, Thurlow, Van Winkle, Leonard, Liston--Concerning a clarification of the effect of statutes of limitations on the dispute resolution process when a taxpayer owes sales or use tax to one local government but has erroneously paid the disputed tax to another local government.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 10, page 171 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB17-1019 by Representative(s) Valdez; also Senator(s) Coram--Concerning the amounts collected by a county treasurer upon redemption of specified property interests from a tax sale.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 10, page(s) 171-172 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB17-1060 by Representative(s) Thurlow, Arndt; also Senator(s) Tate, Kerr, Moreno--Concerning the scheduled repeal of reports by the department of health care policy and financing to the general assembly.

Ordered revised and placed on the calendar for third reading and final passage.

SB17-036 by Senator(s) Scott; also Representative(s) Arndt and Becker J.--Concerning the appellate process governing a district court's review of final agency actions concerning groundwater.

Ordered engrossed and placed on the calendar for third reading and final passage.

HB17-1030 by Representative(s) Arndt and Becker J., Coram; also Senator(s) Sonnenberg and Baumgardner--Concerning updates to the 1921 law governing irrigation districts.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, February 10, page(s) 189 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB17-100 by Senator(s) Sonnenberg; also Representative(s) Landgraf and Arndt--Concerning qualified immunity for persons performing land stewardship activities on public lands.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, February 10, page 190 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB17-109 by Senator(s) Donovan; also Representative(s) Arndt--Concerning the use of industrial hemp in products designed for consumption.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, February 10, page 190 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
SPECIAL ORDERS -- CONSENT CALENDAR**

On motion of Senator Cooke, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-112 as amended, SB17-036, SB17-100 as amended, SB17-109 as amended, HB17-1019 as amended, HB17-1060, HB17-1030 as amended.

**CONSIDERATION OF HOUSE AMENDMENTS TO
SENATE MEMORIALS**

SJM17-001 by Senator(s) Jones and Merrifield; also Representative(s) Hamner and Thurlow--Concerning the need for Congress to fund catastrophic wildfire response costs outside of federal forest management agencies' normal budgets.

Senator Jones moved that the Senate concur in House amendments to **SJM17-001**, as printed in House Journal, February 10, 2017, page 213.

A majority of all members elected to the Senate having voted in the affirmative, the motion was adopted on the following roll call vote.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The question being "Shall the memorial, as amended, pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the memorial, as amended, was **repassed**.

Co-sponsor(s) added: Williams A.

MESSAGE FROM THE HOUSE

February 13, 2017

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB17-1038.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB17-1092, amended as printed in House Journal, February 10, 2017.
HB17-1094, amended as printed in House Journal, February 10, 2017.
HB17-1059, amended as printed in House Journal, February 10, 2017.

The House has passed on Third Reading and returns herewith SB17-018.

MESSAGE FROM THE REVISOR OF STATUTES

February 13, 2017

We herewith transmit:

Without comment, HB17-1038.
Without comment, as amended, HB17-1059, 1092, and 1094

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Tuesday, February 14, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

35th Legislative Day Tuesday, February 14, 2017

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

Call to Order By the President at 9:00 a.m.

Roll Call Present--33
Excused--2, Aguilar, Martinez Humenik.
Present Later--1, Martinez Humenik.

Quorum The President announced a quorum present.

Pledge By Senator Moreno.

Reading of the Journal On motion of Senator Court, reading of the Journal of Monday, February 13, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

CHANGE IN SPONSORSHIP

Upon announcement of President Grantham, Senator Coram was added as a Senate joint prime sponsor on SB17-036 with Senator Scott and Represenatives Arndt and Becker J.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that **HB17-1073** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary After consideration on the merits, the Committee recommends that **SB17-006** be referred to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **SB17-019** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 4, strike "Persons with Mental Illness" and substitute "Individuals with Behavioral or Mental Health Disorders".

Page 3, line 9, strike "MENTAL ILLNESS" and substitute "BEHAVIORAL OR MENTAL HEALTH DISORDERS".

Page 3, lines 25 and 26, strike "PERSONS WITH MENTAL ILLNESS" and substitute "INDIVIDUALS WITH BEHAVIORAL OR MENTAL HEALTH DISORDERS".

Page 4, line 4, strike "PERSONS WITH MENTAL ILLNESS" and substitute "INDIVIDUALS WITH BEHAVIORAL OR MENTAL HEALTH DISORDERS".

Page 4, line 6, strike "ARTICLE," and substitute "ARTICLE 70,".

	Page 4, lines 10 and 11, strike "PUBLIC HOSPITAL OR A LICENSED PRIVATE HOSPITAL,".	1
		2
		3
	Page 4, after line 18 insert:	4
		5
	"(4) "OFFICE" MEANS THE OFFICE OF BEHAVIORAL HEALTH IN THE DEPARTMENT OF HUMAN SERVICES.".	6
		7
		8
	Renumber succeeding subsections accordingly.	9
		10
	Page 4, line 21, strike "A PERSON WITH MENTAL ILLNESS" and substitute "AN INDIVIDUAL WITH BEHAVIORAL OR MENTAL HEALTH DISORDERS".	11
		12
		13
	Page 4, strike lines 23 through 26.	14
		15
	Pages 4, line 27, strike " persons with mental ".	16
		17
	Page 5, line 1, strike " illness " and substitute " individuals with behavioral or mental health disorders ".	18
		19
		20
	Page 5, line 7, after the period insert "PUBLIC HOSPITALS AND LICENSED PRIVATE HOSPITALS MAY ALSO, AT THEIR DISCRETION, PARTICIPATE IN THE MEDICATION FORMULARY.".	21
		22
		23
		24
	Page 5, line 13, strike "UNIT" and substitute "OFFICE".	25
		26
	Page 5, line 16, strike "UNIT" and substitute "OFFICE".	27
		28
	Page 5, line 19, strike "UNIT" and substitute "OFFICE".	29
		30
	Page 5, line 24, strike "PERSONS WITH MENTAL ILLNESS" and substitute "INDIVIDUALS WITH BEHAVIORAL OR MENTAL HEALTH DISORDERS".	31
		32
		33
	Page 6, line 7, strike "UNIT," and substitute "OFFICE,".	34
		35
	Page 6, line 18, strike "UNIT" and substitute "OFFICE".	36
		37
	Page 7, line 4, strike "ARTICLE" and substitute "ARTICLE 70".	38
		39
	Page 7, line 13, strike "UNIT" and substitute "OFFICE".	40
		41
	Page 7, line 15, strike "UNIT," and substitute "OFFICE,".	42
		43
	Page 7, line 19, after "(5)" insert "(a)".	44
		45
	Page 8, after line 1 insert:	46
	"(b) THIS SECTION IS EXEMPT FROM THE PROVISIONS OF SECTION 24-1-136 (11), AND THE PERIODIC REPORTING REQUIREMENT OF THAT SECTION SHALL REMAIN IN EFFECT UNTIL CHANGED BY THE GENERAL ASSEMBLY ACTING BY BILL.".	47
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Judiciary	After consideration on the merits, the Committee recommends that SB17-096 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	53
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Judiciary	After consideration on the merits, the Committee recommends that SB17-125 be referred to the Committee on <u>Finance</u> with favorable recommendation.	57
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Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB17-088 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	61
		62
		63
		64
	Amend printed bill, page 3, line 26, before "TERMINATE" insert "NONRENEW A PROVIDER'S CONTRACT OR".	65
		66
		67

Page 4, strike lines 21 through 27 and substitute:

"(f) "TIERED NETWORK" MEANS A NETWORK THAT IDENTIFIES AND ASSIGNS SOME OR ALL TYPES OF PROVIDERS AND FACILITIES TO SPECIFIC GROUPS TO WHICH DIFFERENT PROVIDER REIMBURSEMENT, COVERED PERSON COST-SHARING, OR PROVIDER ACCESS REQUIREMENTS, OR ANY COMBINATION OF REIMBURSEMENT, COST-SHARING, OR ACCESS REQUIREMENTS, APPLY FOR THE SAME SERVICES."

Page 6, line 5, before "UTILIZE" insert "SOLELY".

Page 7, line 15, strike "FORTY-FIVE" and substitute "SIXTY".

Page 10, line 5, strike "OR".

Page 10, line 8, strike "CARRIER." and substitute "CARRIER; OR
(c) REQUIRE A CARRIER, ITS INTERMEDIARIES, OR THE PROVIDER NETWORKS WITH WHICH A CARRIER OR INTERMEDIARY CONTRACTS TO CONTRACT WITH OR RETAIN MORE PROVIDERS ACTING WITHIN THEIR SCOPE OF PRACTICE AUTHORIZED UNDER APPLICABLE STATE LAW THAN ARE NECESSARY FOR THE CARRIER TO MAINTAIN A SUFFICIENT PROVIDER NETWORK."

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB17-042** be **postponed indefinitely**.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB17-143** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 5, line 7, before "(2)(a)(III)," insert "(1)(b)(I) introductory portion,".

Page 5, strike line 10 and substitute "**licenses permitted - requirements - repeal.** (1) (b) (I) On or after January 1, 2017, to qualify for an additional liquor-licensed drugstore license under this section, a liquor-licensed drugstore licensee, A CORPORATION WITHIN A CONTROLLED GROUP OF CORPORATIONS AS DESCRIBED IN SUBSECTION (4)(c) OF THIS SECTION, or a retail liquor store licensee that was licensed as a liquor-licensed drugstore on February 21, 2016, must apply to the state and local licensing authorities, as part of a single application, for a transfer of ownership of at least two licensed retail liquor stores that were licensed or had applied for a license on or before May 1, 2016, a change of location of one of the retail liquor stores, and a merger and conversion of the retail liquor store licenses into a single liquor-licensed drugstore license. The applicant may apply for a transfer, change of location, and merger and conversion only if all of the following requirements are met:
(2) (a) A person licensed".

Page 7, line 1, strike "of 12 midnight and 8 a.m. 5 A.M.;" and substitute "of:

- (I) 12 midnight and 8 a.m., IF SELLING FERMENTED MALT BEVERAGES IN SEALED CONTAINERS; AND
- (II) 2 A.M. AND 5 A.M., IF SELLING FERMENTED MALT BEVERAGES FOR CONSUMPTION ON THE LICENSED PREMISES;"

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB17-147** be **postponed indefinitely**.

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB17-119 be postponed indefinitely .	1 2 3 4 5 6
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB17-107 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	7 8 9 10 11 12
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB17-118 be postponed indefinitely .	13 14 15 16 17 18
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB17-098 be postponed indefinitely .	19 20 21 22 23 24
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB17-085 be postponed indefinitely .	25 26 27 28 29 30
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB17-051 be referred to the Committee of the Whole with favorable recommendation.	31 32 33 34 35 36 37 38
<div>_____</div> <div>RECALL OF HB17-1058</div>		39 40 41
Majority Leader Holbert moved for the recall of HB17-1058 from the House for purpose of reconsideration. A majority of all members elected to the Senate having voted in the affirmative, the motion was adopted . The bill was ordered recalled.		42 43 44 45 46 47 48
<div>_____</div> <div>SENATE SERVICES REPORT</div>		49 50 51
Correctly Engrossed: SB17-036, 097, 100, 108, 109, 110, 112, 120, and 122.		52
Correctly Reengrossed: SB17-055, 062, 083, 090, and 113.		53
Correctly Revised: HB17-1019, 1030, and 1060.		54
Correctly Enrolled: SB17-018.		55 56 57 58 59

THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-097 by Senator(s) Martinez Humenik, Court, Gardner, Lundberg, Moreno; also Representative(s) Coleman--Concerning the presumption that a conveyance of an interest in land also conveys an interest in adjoining property consisting of a vacated right-of-way.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	N	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Grantham, Holbert, and Scott.

SB17-108 by Senator(s) Crowder, Aguilar, Kefalas; also Representative(s) Buckner--Concerning continuation of the regulation of speech-language pathologists by the director of the division of professions and occupations, and, in connection therewith, implementing the recommendations of the 2016 sunset report of the department of regulatory agencies.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	30	NO	4	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	N	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	N	Tate	Y
Court	Y	Holbert	N	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	N	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Fields, Jones, Martinez Humenik, Merrifield, Priola, Tate, Todd, and Williams A.

SB17-122by Senator(s) Tate; also Representative(s) Danielson and Carver--Concerning the duties of the fallen heroes memorial commission, and, in connection therewith, repealing the commission and shifting all remaining responsibilities to the state capitol building advisory committee.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Cooke, Court, Crowder, Fields, Gardner, Grantham, Hill, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Todd, and Williams A.

SB17-112by Senator(s) Neville T., Court, Hill, Jahn, Kerr, Tate, Smallwood; also Representative(s) Pabon, Covarrubias, Lawrence, Thurlow, Van Winkle, Leonard, Liston--Concerning a clarification of the effect of statutes of limitations on the dispute resolution process when a taxpayer owes sales or use tax to one local government but has erroneously paid the disputed tax to another local government.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Grantham, Holbert, Kefalas, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Priola, Scott, and Todd.

HB17-1019by Representative(s) Valdez; also Senator(s) Coram--Concerning the amounts collected by a county treasurer upon redemption of specified property interests from a tax sale.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Crowder.

HB17-1060 by Representative(s) Thurlow, Arndt; also Senator(s) Tate, Kerr, Moreno--Concerning the scheduled repeal of reports by the department of health care policy and financing to the general assembly.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Martinez Humenik.

SB17-036 by Senator(s) Scott and Coram; also Representative(s) Arndt and Becker J.--Concerning the appellate process governing a district court's review of final agency actions concerning groundwater.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Cooke, Crowder, Jones, Marble, Moreno, and Sonnenberg.

HB17-1030 by Representative(s) Arndt and Becker J., Coram; also Senator(s) Sonnenberg and Baumgardner--Concerning updates to the 1921 law governing irrigation districts.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coram, Crowder, Priola, and Scott.

SB17-100 by Senator(s) Sonnenberg; also Representative(s) Landgraf and Arndt--Concerning qualified immunity for persons performing land stewardship activities on public lands.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Coram, Crowder, Donovan, Jahn, Kefalas, Marble, Moreno, and Scott.

SB17-109 by Senator(s) Donovan; also Representative(s) Arndt--Concerning the use of industrial hemp in products designed for consumption.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Cooke, Coram, Court, Fenberg, Fields, Grantham, Jones, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Scott, Sonnenberg, Todd, and Williams A.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-120 by Senator(s) Gardner; --Concerning the requirement of United States citizenship to be a peace officer in Colorado.

Laid over until Friday, February 17, retaining its place on the calendar.

SB17-110 by Senator(s) Crowder and Kefalas; also Representative(s) Danielson and Wilson--
Concerning expanding the number of unrelated children to no more than four to qualify for
license-exempt family child care.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill
was **passed**.

Co-sponsor(s) added: Baumgardner, Cooke, Donovan, Fields, Grantham, Hill, Kerr,
Lambert, Lundberg, Martinez Humenik, Merrifield, Neville T., Scott, Smallwood,
Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

MESSAGE FROM THE HOUSE

February 14, 2017

Mr. President:

In response to the request of the Senate for the recall of HB17-1058, the bill is transmitted
herewith.

RECONSIDERATION OF HB17-1058

HB17-1058 by Representative(s) Thurlow, Arndt; also Senator(s) Kerr, Moreno, Tate--Concerning the
scheduled repeal of reports by the department of personnel to the general assembly.

Having voted on the prevailing side, Senator Kerr moved for reconsideration of the last
Senate action, Third Reading of Bills--Final Passage, on **HB17-1058**.

A majority of all members elected to the Senate having voted in the affirmative,
reconsideration was granted.

THIRD READING OF BILLS -- FINAL PASSAGE (cont'd)

On third reading, the titles of the following bills were publicly read, the reading at length
having been dispensed with by unanimous consent:

HB17-1058 by Representative(s) Thurlow, Arndt; also Senator(s) Kerr, Moreno, Tate--Concerning the
scheduled repeal of reports by the department of personnel to the general assembly.

A majority of those elected to the Senate having voted in the affirmative, Senator Kerr
was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.005) , by Senator Kerr.

Amend rerevised bill, page, 6, line 19, strike "and (7)".

Page 6, strike line 27 and substitute:

"SECTION 6. In Colorado Revised Statutes, 24-30-1305.5,
amend (7) as follows:
24-30-1305.5. High performance standards - report -

legislative declaration - definition. (7) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), the office".

Renumber succeeding sections accordingly.

Page 10, line 9, strike "6" and substitute "7".

The amendment was **passed** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **passed**.

Committee of the Whole

On motion of Senator Neville, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Neville was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-123

by Senator(s) Priola and Zenzinger; also Representative(s) Hamner and Wilson--Concerning a high school diploma endorsement for biliteracy.

Amendment No. 1(L.003), by Senators Priola and Zenzinger.

Amend printed bill, page 3, line 1, after "COURSES;" add "AND".

Page 3, line 2, after "(II)" insert "(A)".

Page 3, line 5, strike "AND" and substitute "OR".

Page 3, line 6, strike "(III)" and substitute "(B)".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB17-106 by Senator(s) Aguilar and Coram, Kefalas; also Representative(s) Singer--Concerning the continuation of the regulation of naturopathic doctors by the director of the division of professions and occupations in the department of regulatory agencies, and, in connection therewith, implementing the department's sunset review recommendations.

Laid over until Friday, February 17, retaining its place on the calendar.

SB17-004 by Senator(s) Tate; also Representative(s) Wist--Concerning access by medicaid recipients to nonenrolled medical providers.

Laid over until Tuesday, February 21, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Neville, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-123 as amended.

Laid over until Friday, February 17: SB17-106.

Laid over until Tuesday, February 21: SB17-004.

CONSIDERATION OF RESOLUTIONS

HJR17-1003 by Representative(s) Arndt; also Senator(s) Sonnenberg--Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.

On motion of Senator Sonnenberg, the resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Baumgardner, Cooke, Gardner, Grantham, Jones, Martinez Humenik, Neville T., Scott, and Zenzinger.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

On motion of Majority Leader Holbert, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
BOARD OF TRUSTEES OF METROPOLITAN
STATE UNIVERSITY OF DENVER

effective December 31, 2016 for a term expiring December 31, 2019:

John Paul Pogge of Greenwood Village, Colorado, an Unaffiliated, reappointed;
effective December 31, 2016 for a term expiring December 31, 2020:

James Michael Mulligan of Denver, Colorado, an Unaffiliated, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

MEMBER OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for a term expiring October 1, 2020:

Steven D. Price of Denver, Colorado, a resident from within the city and county of Denver who has experience in planning and development of water projects, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Senate in recess.Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Local GovernmentAfter consideration on the merits, the Committee recommends that SB17-153 be referred to the Committee on Finance with favorable recommendation.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title and referred to the committees indicated:

SJR17-012 by Senator(s) Holbert and Smallwood; also Representative(s) Ransom and Buckner--
Concerning recognizing the achievements of Rocky Vista University.

Laid over one day under Senate Rule 30(b).

SJR17-013 by Senator(s) Coram; --Concerning the encouragement of stakeholder input with
subsequent legislative review prior to the implementation of additional nutrient discharge
controls.

Agriculture, Natural Resources, & Energy

SR17-003 by Senator(s) Tate; --Concerning the designation of February 19-25, 2017, as "Engineers'
Week".

Laid over one day under Senate Rule 30(c).

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB17-179 by Senator(s) Gardner and Kerr; also Representative(s) Herod--Concerning the limitation
on the amount of fees that can be assessed for allowing solar energy device installations,
and, in connection therewith, extending the repeal date.

Finance

SB17-180 by Senator(s) Cooke; also Representative(s) Esgar--Concerning a streamlined approach for
the enforcement of regulations governing motor carriers in matters before the public
utilities commission.

Transportation

SB17-181 by Senator(s) Gardner; also Representative(s) Willett--Concerning modification of the
collateral-source rule in civil litigation in which a party has insurance coverage.

Judiciary

SB17-182 by Senator(s) Gardner; also Representative(s) Neville P. and Willett--Concerning a
limitation on the obligation to cover damages arising out of a motor vehicle accident when
uninsured motorist insurance may cover the same damages.

Judiciary

SB17-183 by Senator(s) Gardner; --Concerning the authority for the department of military and
veterans affairs to make grants related to the USS Colorado, and, in connection therewith,
making an appropriation.

Local Government

SB17-184 by Senator(s) Gardner; also Representative(s) Pabon--Concerning measures to define
lawful consumption of marijuana.

Business, Labor, & Technology

SB17-185 by Senator(s) Gardner; also Representative(s) Gray--Concerning the compensation of
attorneys working in the office of a district attorney.

Finance

SB17-186 by Senator(s) Tate, Jahn, Priola, Smallwood, Williams A.; also Representative(s) Carver
and Lawrence--Concerning methods to reduce the regulatory burden on businesses from
administrative rules adopted by state agencies.

Business, Labor, & Technology

SB17-187 by Senator(s) Crowder; also Representative(s) Ginal--Concerning the authority for an
exemption to the residency requirement for education-related marijuana occupational
licenses.

Business, Labor, & Technology

SB17-188	by Senator(s) Marble, Baumgardner, Cooke, Holbert, Lundberg, Neville T., Sonnenberg; -- Concerning the repeal of income tax credits for innovative motor vehicles for purchases and leases entered into on or after January 1, 2018. Finance	1 2 3 4 5
SB17-189	by Senator(s) Cooke; also Representative(s) Foote--Concerning elimination of the requirement that a law enforcement agency is the only entity authorized to take fingerprints for purposes of a background check. Judiciary	6 7 8 9 10
SB17-190	by Senator(s) Crowder, Moreno; also Representative(s) Gray, Buckner, Ginal--Concerning prohibiting a carrier from setting fees for a dental service that is not paid for by the carrier. Health & Human Services	11 12 13 14
SB17-191	by Senator(s) Tate; also Representative(s) Wist and Willett--Concerning market-based rates for interest on judgments. Judiciary	15 16 17 18
SB17-192	by Senator(s) Neville T., Jahn, Priola, Williams A.; also Representative(s) Melton and Singer--Concerning provisions to allow marijuana businesses to operate more efficiently. Business, Labor, & Technology	19 20 21 22
SB17-193	by Senator(s) Jahn and Lundberg, Moreno; also Representative(s) Pettersen and Rankin-- Concerning the establishment of the "center for research into prevention strategies for, and treatment of, abuse of and addiction to opioids, other controlled substances, and alcohol" at the university of Colorado health sciences center, and, in connection therewith, making an appropriation. Health & Human Services	23 24 25 26 27 28 29
SB17-194	by Senator(s) Neville T.; also Representative(s) Pabon--Concerning an exception to the statutory deadlines for making income tax refunds for returns suspected of refund-related fraud. Finance	30 31 32 33 34
SB17-195	by Senator(s) Neville T. and Kerr, Priola; also Representative(s) Winter and Liston-- Concerning the ability of retail liquor store licensees to obtain additional retail liquor store licenses. State, Veterans, & Military Affairs	35 36 37 38 39 40

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJM17-001.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Wednesday,
February 15, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

36th Legislative DayWednesday, February 15, 2017

Prayer By the chaplain, Pastor Brian Henderson, First Baptist Church of Denver.

Call to Order By the President at 9:00 a.m.

Roll Call Present--33
Excused--2, Kagan, Martinez Humenik.
Present later--2, Kagan, Martinez Humenik.

Quorum The President announced a quorum present.

On motion of Majority Leader Holbert, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 1 (b) was suspended to allow a person other than a Senator to lead the Pledge of Allegiance.

Pledge By Michael Matthews of Sugar City, Colorado.

Reading of the Journal On motion of Senator Court, reading of the Journal of Tuesday, February 14, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **SB17-022** be **postponed indefinitely**.

Finance After consideration on the merits, the Committee recommends that **SB17-054** be **postponed indefinitely**.

Finance After consideration on the merits, the Committee recommends that **SB17-072** be **postponed indefinitely**.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB17-130** be **referred** to the Committee of the Whole with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB17-002** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 6, after "(1)" insert "(a)".

Page 2, line 8, strike "COMMENCING" and substitute "NOTWITHSTANDING ANY SCHEDULE ESTABLISHED BY THE DEPARTMENT OF REGULATORY AGENCIES TO THE CONTRARY, ON OR BEFORE NOVEMBER 1, 2017, EACH PRINCIPAL DEPARTMENT SHALL COMPLETE, OR HAVE COMPLETED PRIOR TO THAT DATE, A REVIEW OF ALL OF ITS RULES IN ACCORDANCE WITH THIS SECTION, AS THIS SECTION EXISTED PRIOR TO THE ENACTMENT OF SENATE BILL 17-002, ENACTED IN 2017.

(b) COMMENCING".

Page 2, line 9, strike "2017," and substitute "2018,".

Page 2, line 12, after "repealed." insert "THE COMPULSORY TRIENNIAL REVIEW MUST, IN PARTICULAR, TAKE INTO ACCOUNT WHETHER ANY OF EACH PRINCIPAL DEPARTMENT'S RULES ARE AFFECTED BY ANY FEDERAL OR STATE LAWS ENACTED, OR ANY FEDERAL OR STATE RULES PROMULGATED, WITHIN THE PREVIOUS THREE YEARS.".

Page 2, line 15, strike "2017," and substitute "2018,".

Page 2, line 19, after "TO" insert "EVALUATING HOW EACH AFFECTED OR POTENTIALLY AFFECTED RULE COMPORTS WITH AND ACCOUNTS FOR ANY APPLICABLE FEDERAL OR STATE LAW OR RULE PASSED WITHIN THE PREVIOUS THREE YEARS, AND IN ADDITION TO".

Page 3, after line 25 insert:

"SECTION 2. No appropriation. The general assembly has determined that this act can be implemented within existing appropriations, and therefore no separate appropriation of state money is necessary to carry out the purposes of this act."

Renumber succeeding section accordingly.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB17-134** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, lines 19 and 20, strike "~~fine accepted~~ LICENSEE shall ~~be the~~ ACCEPT A FINE" and substitute "fine accepted shall be the".

Page 3, strike lines 2 through 14 and substitute:

"(7.5) (a) THE FOLLOWING APPLIES ONLY IF THE LICENSING AUTHORITY HAS DECIDED TO IMPOSE A SUSPENSION FOR A VIOLATION OF SECTION 12-47-901 (1)(a), (1)(a.5), OR (5)(a)(I) THAT OCCURS IN A SALES ROOM FOR A LICENSEE OPERATING PURSUANT TO SECTION 12-47-402 (2) OR (6), 12-47-403 (2)(e), OR 12-47-406 (1)(b):

(I) IF THE LICENSING AUTHORITY DECIDES TO ACCEPT A FINE IN LIEU OF A LICENSE SUSPENSION, THE LICENSING AUTHORITY SHALL ONLY INCLUDE IN THE COMPUTATION OF THE FINE THE ESTIMATED GROSS REVENUES OF THE RETAIL SALES OF THE SALES ROOM WHERE THE VIOLATION OCCURRED, AND NOT ANY MANUFACTURING OR WHOLESALE ACTIVITIES OF THE LICENSEE; EXCEPT THAT THE FINE MUST BE BETWEEN TWO HUNDRED AND FIVE THOUSAND DOLLARS; AND

(II) IF THE LICENSING AUTHORITY DECLINES TO ACCEPT A FINE, IT SHALL LIMIT ANY SUSPENSION TO THE DESIGNATED PREMISES FOR THE SALES ROOM WHERE THE VIOLATION OCCURRED, AND NOT ANY MANUFACTURING OR WHOLESALE ACTIVITIES OF THE LICENSEE.

(b) THE FOLLOWING APPLIES ONLY IF THE LICENSING AUTHORITY HAS DECIDED TO IMPOSE A SUSPENSION FOR A VIOLATION OF SECTION 12-47-901 (1)(a), (1)(a.5), OR (5)(a)(I) THAT OCCURS IN A RETAIL ESTABLISHMENT FOR LICENSEES OPERATING PURSUANT TO SECTION 12-47-415, 12-47-420, OR 12-47-424:

(I) IF THE LICENSING AUTHORITY DECIDES TO ACCEPT A FINE IN LIEU OF A LICENSE SUSPENSION, THE LICENSING AUTHORITY SHALL ONLY INCLUDE IN THE COMPUTATION OF THE FINE THE ESTIMATED GROSS REVENUES OF THE RETAIL ACTIVITIES OF THE LICENSEE, AND NOT ANY MANUFACTURING OR WHOLESALE ACTIVITIES OF THE LICENSEE; EXCEPT THAT THE FINE MUST BE BETWEEN TWO HUNDRED AND FIVE THOUSAND DOLLARS; AND

(II) IF THE LICENSING AUTHORITY DECLINES TO ACCEPT A FINE, IT SHALL LIMIT ANY SUSPENSION TO THE RETAIL ACTIVITIES OF THE LICENSEE, AND NOT ANY MANUFACTURING OR WHOLESALE ACTIVITIES OF THE LICENSEE."

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB17-148** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 3, strike line 1 and substitute "the introductory portion, (2), (3), (6), (11), (13.5), and (15); and **add** (9.5) and (11.5) as follows:".

Page 3, after line 3 insert:

"(2) "Boxing" means fighting, striking, forcing an opponent to submit, or disabling an opponent, including the disciplines of kickboxing, **and** mixed martial arts, AND MARTIAL ARTS.

(3) "Commission" means the Colorado ~~state boxing~~ COMBATIVE SPORTS commission created in section 12-10-105.".

Page 3, after line 7 insert:

"(9.5) "MARTIAL ARTS" MEANS ANY OF SEVERAL ARTS OF COMBAT OR SELF-DEFENSE THAT ARE WIDELY PRACTICED AS SPORT.

(11) "Office" means the office of ~~boxing~~ COMBATIVE SPORTS created in section 12-10-104.".

Page 3, line 9, strike "BOXING" and substitute "COMBATIVE SPORTS".

Page 4, after line 4 insert:

"SECTION 2. In Colorado Revised Statutes, **amend** 12-10-104 as follows:

12-10-104. Office of combative sports - creation. There is hereby created, within the division of professions and occupations in the department of regulatory agencies, the office of ~~boxing~~ COMBATIVE SPORTS. The office of ~~boxing~~ COMBATIVE SPORTS and the Colorado ~~state boxing~~ COMBATIVE SPORTS commission, created in section 12-10-105, shall exercise their respective powers and perform their respective duties and functions as specified in this ~~article~~ ARTICLE 10 under the department of regulatory agencies as if the ~~same~~ POWERS, DUTIES, AND FUNCTIONS were transferred to the department by a **type 2** transfer, as such transfer is defined in the "Administrative Organization Act of 1968", article 1 of title 24. ~~C.R.S.~~".

Renumber succeeding sections accordingly.

Page 4, strike lines 6 and 7 and substitute "(1), (2)(a), and (2)(b) as follows:

12-10-105. Colorado combative sports commission - creation.
(1) There is hereby created, within the office of ~~boxing~~ COMBATIVE SPORTS, the Colorado ~~state boxing~~ COMBATIVE SPORTS commission. The commission shall regulate matches in Colorado.".

Page 11, strike lines 3 and 4 and substitute:

"(V) THE OFFICE OF COMBATIVE SPORTS, INCLUDING THE COLORADO COMBATIVE SPORTS COMMISSION, CREATED IN ARTICLE 10 OF TITLE 12.".

Local
Government

After consideration on the merits, the Committee recommends that **HB17-1047** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend reengrossed bill, page 3, line 25, strike "(3);".

Page 3, line 26, strike "and **repeal** (4)" and substitute "(3) and (4)".

Page 3, line 27, strike "**information.** (3) (a)—The" and substitute

	"information - report. (3) (a) The ".	1
	Page 4, strike lines 14 through 19 and substitute:	2
	"(4) NOTWITHSTANDING THE REQUIREMENTS OF SECTION 24-1-136 (11)(a)(I), the authority shall report annually in the month of August to the transportation legislation review committee on its activities during the preceding twelve months and on its proposed activities during the succeeding twelve months. The board and staff of the authority shall cooperate with the transportation legislation review committee in carrying out its duties pursuant to section 43-2-145 (1.5).".	3
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Local Government	After consideration on the merits, the Committee recommends that SB17-129 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	14
	Amend printed bill, page 2, after line 23 insert:	15
	"SECTION 2. In Colorado Revised Statutes, 38-50-101, add (7) as follows:	16
	38-50-101. Survey plat - records file and index system - informational purpose. (7) IF AN ELECTRONIC FILING SYSTEM IS ESTABLISHED IN ACCORDANCE WITH SUBSECTION (6) OF THIS SECTION OR SECTION 31-23-108, THEN THE BOARD OF COUNTY COMMISSIONERS MAY PROVIDE ADDITIONAL FUNDING AND SPACE SUITABLE FOR A COUNTY SURVEYOR OR ANY OTHER APPROPRIATE LOCAL GOVERNMENT OFFICIAL TO STORE ORIGINAL MYLAR, PAPER, OR POLYESTER SHEETS OF SUBDIVISION PLATS AND LAND SURVEY PLATS."	17
	Renumber succeeding section accordingly.	18
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Local Government	After consideration on the merits, the Committee recommends that SB17-140 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	34
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Local Government	After consideration on the merits, the Committee recommends that HB17-1017 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	39
	Amend reengrossed bill, page 3, line 15, strike "may SHALL" and substitute "may".	40
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Local Government	After consideration on the merits, the Committee recommends that HB17-1018 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	47
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	SENATE SERVICES REPORT	54
		55
	Correctly Printed: SB17-179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, and 195; SJR17-012 and 013; SR17-003.	56
	Correctly Engrossed: SB17-123.	57
	Correctly Reengrossed: SB17-036, 097, 100, 108, 109, 110, 112, and 122.	58
	Correctly Revised: HJR17-1003.	59
	Correctly Rerevised: HB17-1019, 1030, and 1060.	60
	Correctly 2nd Rerevised: HB17-1058.	61
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THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-123 by Senator(s) Priola and Zenzinger; also Representative(s) Hamner and Wilson-- Concerning a high school diploma endorsement for biliteracy.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsor(s) added: Baumgardner, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Grantham, Jahn, Jones, Kagan, Kefalas, Kerr, Martinez Humenik, Merrifield, Moreno, Sonnenberg, Todd, and Williams A.

RECONSIDERATION OF SB17-123

SB17-123 by Senator(s) Priola and Zenzinger; also Representative(s) Hamner and Wilson-- Concerning a high school diploma endorsement for biliteracy.

Having voted on the prevailing side, Majority Leader Holbert moved for reconsideration of the last Senate action, Third Reading of Bills--Final Passage, on SB17-123.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

THIRD READING OF BILLS -- FINAL PASSAGE (cont'd)

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-123 by Senator(s) Priola and Zenzinger; also Representative(s) Hamner and Wilson-- Concerning a high school diploma endorsement for biliteracy.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	30	NO	5	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	N	Smallwood	Y
Cooke	N	Guzman	Y	Lundberg	N	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	N	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	N	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

CONSIDERATION OF RESOLUTIONS

SJR17-009 by Senator(s) Gardner and Kefalas; also Representative(s) Arndt and Rankin--Concerning awareness day for individuals with intellectual and developmental disabilities.

On motion of Senator Gardner, the resolution was read at length and **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Grantham, Guzman, Hill, Holbert, Jahn, Jones, Kagan, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Tate, Todd, Williams A., and Zenzinger.

SJR17-012 by Senator(s) Holbert and Smallwood; also Representative(s) Ransom and Buckner--Concerning recognizing the achievements of Rocky Vista University.

Laid over until Tuesday, February 21, retaining its place on the calendar.

SR17-003 by Senator(s) Tate--Concerning the designation of February 19-25, 2017, as "Engineers' Week".

On motion of Senator Tate, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Coram, Court, Crowder, Donovan, Fenberg, Fields, Garcia, Gardner, Grantham, Guzman, Hill, Holbert, Jahn, Jones, Kagan, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Moreno, Neville T., Priola, Scott, Smallwood, Sonnenberg, Todd, Williams A., and Zenzinger.

Senate in recess.Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **SB17-145** be postponed indefinitely.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **HB17-1020** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, strike lines 17 through 20 and substitute "~~task force~~ is THE OFFICE OF BEHAVIORAL HEALTH IN THE DEPARTMENT OF HUMAN SERVICES, AND ANY STATE DEPARTMENT OR".

Page 3, strike lines 4 through 6.

Page 3, line 7, before "OFFICE" insert "THE".

Page 3, line 14, strike "moneys are" and substitute "~~moneys are~~ MONEY IS".

Page 4, line 9, strike "article" and substitute "~~article~~ ARTICLE 1.9".

Health &
Human
Services

After consideration on the merits, the Committee recommends that **HB17-1024** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **HB17-1010** be referred to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE HOUSE

February 15, 2017

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB17-1123, 1128, 1061.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB17-1035, amended as printed in House Journal, February 14, 2017.
HB17-1049, amended as printed in House Journal, February 14, 2017.
HB17-1054, amended as printed in House Journal, February 14, 2017.
HB17-1105, amended as printed in House Journal, February 14, 2017.

The House has adopted and returns herewith SJR17-009, amended as printed in House Journal, February 15, 2017.

MESSAGE FROM THE REVISOR OF STATUTES

February 15, 2017

We herewith transmit:

Without comment, HB17-1061, 1123, and 1128.
Without comment, as amended, HB17-1035, 1049, 1054, and 1105.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:		1
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HB17-1035	by Representative(s) Jackson; also Senator(s) Cooke--Concerning allowing certain crime victims to break their rental agreements under certain circumstances.	5
	Judiciary	6
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HB17-1038	by Representative(s) Lontine; also Senator(s) Zenzinger--Concerning prohibiting corporal punishment of children in certain public settings.	9
	Judiciary	10
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HB17-1041	by Representative(s) Covarrubias; also Senator(s) Priola--Concerning measures to inform students of education opportunities leading to jobs.	13
	Education	14
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HB17-1048	by Representative(s) Foote; also Senator(s) Smallwood--Concerning the prosecution of insurance fraud.	17
	Judiciary	18
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HB17-1049	by Representative(s) Thurlow and Gray; also Senator(s) Coram--Concerning the elimination of refund interest related to a property tax abatement.	21
	Finance	22
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HB17-1054	by Representative(s) Carver and Nordberg; also Senator(s) Todd--Concerning partnerships between local governments and military installations, and, in connection therewith, identifying shared-service opportunities to reduce costs and increase efficiencies.	25
	Local Government	26
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HB17-1059	by Representative(s) Thurlow, Arndt; also Senator(s) Tate, Kerr, Moreno--Concerning the scheduled repeal of reports by the department of public safety to the general assembly.	30
	Judiciary	31
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HB17-1061	by Representative(s) Becker J. and Melton, Buck, Carver, Esgar, Kraft-Tharp, Mitsch Bush, Neville P., Nordberg, Winter; also Senator(s) Scott and Todd, Baumgardner, Cooke, Coram, Moreno--Concerning modification of the class of vehicles that is subject to regulation as commercial vehicles.	34
	Transportation	35
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HB17-1092	by Representative(s) Lebsock; also Senator(s) Tate--Concerning contracts involving license royalties with proprietors of retail establishments that publicly perform music.	40
	Business, Labor, & Technology	41
		42
		43
HB17-1094	by Representative(s) Buck and Valdez; also Senator(s) Crowder and Donovan--Concerning modifications to the requirements for health benefit plans to cover health care services delivered via telehealth.	44
	Health & Human Services	45
		46
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HB17-1096	by Representative(s) Liston, Landgraf, Lawrence, Navarro, Sias; also Senator(s) Smallwood--Concerning endowment care funds administered for cemetery authorities.	49
	Finance	50
		51
		52
HB17-1105	by Representative(s) Becker J., Buck, Carver; also Senator(s) Baumgardner--Concerning narrowing the circumstances in which physical inspection of a vehicle is required before issuing legal documentation identifying the vehicle.	53
	Transportation	54
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HB17-1123	by Representative(s) Lebsock and Thurlow, Neville P., Humphrey, Melton, Singer, Leonard; also Senator(s) Marble, Holbert--Concerning the ability of a local government to extend the hours during which alcohol beverages may be sold for consumption on a licensed premises.	58
	Business, Labor, & Technology	59
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HB17-1128	by Representative(s) Hamner, Rankin; also Senator(s) Donovan--Concerning the salary categorization of locally elected officials in Lake county.	64
	Local Government	65
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HB17-1131 by Representative(s) Kraft-Tharp and Saine, Winter, Nordberg; also Senator(s) Smallwood and Donovan, Neville T., Jahn--Concerning contracting by the Colorado student loan program for the administration of the college opportunity fund program.
Education

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor John W. Hickenlooper was read and assigned to committee as follows:

December 7, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
COLORADO CIVIL RIGHTS COMMISSION

for a term expiring March 13, 2017:

Miguel “Michael” Rene Elias of Pueblo West, Colorado to serve as a member of the community at large, and as a Republican, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/13/2016
Effie Ameen, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

TRIBUTES

Honoring:

Joseph Bovaconti -- By Senator Kerry Donovan.
Consul General Mokoto Ito -- By Senator Nancy Todd.
Leonard and Peggy Jastremski -- By Senator Leroy Garcia.
Assetou Xango -- By Senator Rhonda Fields.
Aaron Blunck -- By Senator Kerry Donovan.
Nate Solder -- By Senator Kerry Donovan.
Andrew Kent -- By Senator Rachel Zenzinger.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Thursday, February 16, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

37th Legislative Day Thursday, February 16, 2017

Prayer By the chaplain, Reverend Diana Thompson, Tri-State Denver Buddhist Temple, Denver.

Call to Order By the President at 9:00 a.m.

Roll Call Present--35

Quorum The President announced a quorum present.

Pledge By Senator Moreno.

Reading of the Journal On motion of Senator Court, reading of the Journal of Wednesday, February 15, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that SB17-053 be referred to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that SB17-095 be postponed indefinitely.

Judiciary After consideration on the merits, the Committee recommends that SB17-126 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, line 22, strike "SIXTEEN" and substitute "SEVENTEEN".

Page 4, line 23, strike "NINETEEN" and substitute "TWENTY".

Page 5, after line 2 insert:
"(III) A REPRESENTATIVE OF THE PRIVATE CRIMINAL DEFENSE BAR;"

Page 5, line 3, strike "(III)" and substitute "(IV)".

Page 5, strike lines 4 and 5 and substitute:
"(V) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, OR HIS OR HER DESIGNEE;"

Renumber succeeding subparagraphs accordingly.

Page 6, strike line 6 and substitute "(2)(a)(XVII)".

Page 7, line 13, strike "SEPTEMBER 1, 2028." and substitute "SEPTEMBER 1, 2022".

Page 14, strike line 25 and substitute "SEPTEMBER 1, 2022".

Judiciary After consideration on the merits, the Committee recommends that SB17-136 be postponed indefinitely.

Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB17-111 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16
	Amend printed bill, page 2, strike line 6 through 12 and substitute "to the contrary, a medical marijuana licensee may purchase not more than thirty percent A PERCENTAGE of its total on-hand inventory of medical marijuana from another licensed medical marijuana center in Colorado. A medical marijuana center may sell no more than thirty percent A PERCENTAGE of its total on-hand inventory to another Colorado licensed medical marijuana licensee. except that . THE STATE LICENSING AUTHORITY SHALL SET THE PERCENTAGE IN RULE, BUT THE PERCENTAGE SHALL NOT BE SET ANY LOWER THAN THIRTY PERCENT. The director of the division that regulates medical marijuana may grant a temporary waiver:".	17 18 19 20 21 22 23 24 25 26 27 28 29 30
	Page 2, line 22, strike "HAVE A COMMON OWNER" and substitute "ARE IDENTICALLY OWNED, AS DEFINED BY THE DEPARTMENT FOR PURPOSES OF THIS SECTION,".	31 32 33 34 35
	Page 2, after line 23, insert:	36 37 38 39 40
	" SECTION 2. No appropriation. The general assembly has determined that this act can be implemented within existing appropriations, and therefore no separate appropriation of state money is necessary to carry out the purposes of this act.".	41 42 43 44 45 46 47 48 49 50
	Renumber succeeding section accordingly.	51 52 53 54 55 56 57
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB17-104 be postponed indefinitely .	58 59 60 61 62 63 64 65 66 67 68 69
	After consideration on the merits, the Committee recommends that SB17-080 be postponed indefinitely .	
	After consideration on the merits, the Committee recommends that SB17-151 be postponed indefinitely .	
	After consideration on the merits, the Committee recommends that SB17-128 be postponed indefinitely .	
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB17-069 be postponed indefinitely .	
	After consideration on the merits, the Committee recommends that HB17-1005 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	
	After consideration on the merits, the Committee recommends that SB17-099 be postponed indefinitely .	

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB17-150 be postponed indefinitely .	1 2 3 4 5
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB17-116 be referred to the Committee on <u>Finance</u> with favorable recommendation.	6 7 8 9
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB17-152 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	10 11 12 13 14 15
	Amend printed bill, page 11, strike lines 5 through 7 and substitute:	16 17
	"SECTION 8. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."	18 19 20 21 22 23 24 25 26 27 28 29
Education	After consideration on the merits, the Committee recommends that SB17-102 be postponed indefinitely .	30 31 32
Education	After consideration on the merits, the Committee recommends that SB17-070 be postponed indefinitely .	33 34 35
Education	After consideration on the merits, the Committee recommends that SB17-061 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	36 37 38 39
	Amend printed bill, page 4, strike lines 15 and 16 and substitute "THIS SECTION TO THE CONTRARY, IF A LOCAL SCHOOL BOARD HAS IN PLACE OR ADOPTS A WRITTEN POLICY THAT".	40 41 42 43
	Page 4, line 20, after "FOR" insert "FREE OR".	44 45
	Page 5, after line 20 insert:	46 47
	"(f) NOTWITHSTANDING ANY PROVISION OF SUBSECTION (2)(a) OF THIS SECTION TO THE CONTRARY, IF, BEFORE DECEMBER 31, 2016, A LOCAL SCHOOL BOARD ADOPTS A WRITTEN POLICY OR RESOLUTION THAT EXPLICITLY DIRECTS THE SCHOOL DISTRICT TO DISTRIBUTE AN IDENTIFIED AMOUNT OF THE REVENUE FROM THE SCHOOL DISTRICT'S ADDITIONAL MILL LEVY FOR USE IN CONSTRUCTING OR MAINTAINING ONE OR MORE BUILDINGS IDENTIFIED IN THE WRITTEN POLICY OR RESOLUTION, THE SCHOOL DISTRICT MAY CONTINUE DISTRIBUTING THE IDENTIFIED REVENUE AMOUNT IN ACCORDANCE WITH THE WRITTEN POLICY.	48 49 50 51 52 53 54 55 56
	(g) NOTWITHSTANDING ANY PROVISION OF SUBSECTION (2)(a) OF THIS SECTION TO THE CONTRARY, IF A SCHOOL DISTRICT OBTAINED VOTER APPROVAL FOR A BALLOT MEASURE FOR AN ADDITIONAL MILL LEVY BEFORE THE EFFECTIVE DATE OF THIS SECTION AND THE BALLOT QUESTION SPECIFICALLY ALLOTTED A PORTION OF THE ADDITIONAL MILL LEVY REVENUES TO ONE OR MORE CAPITAL IMPROVEMENT PROJECTS, THE SCHOOL DISTRICT IS NOT REQUIRED TO DISTRIBUTE TO THE CHARTER SCHOOL ANY PORTION OF THE AMOUNT OF ADDITIONAL MILL LEVY REVENUES ALLOCATED TO THE SPECIFIED CAPITAL IMPROVEMENT PROJECTS UNTIL THE SPECIFIED CAPITAL IMPROVEMENT PROJECTS ARE COMPLETED."	57 58 59 60 61 62 63 64 65 66 67 68 69

SENATE SERVICES REPORT

Correctly Engrossed: SJR17-009; SR17-003.
Correctly Reengrossed: SB17-123.

Committee of the Whole On motion of Senator Hill, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Hill was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB17-1073 by Representative(s) Foote, Willett; also Senator(s) Scott--Concerning the enactment of Colorado Revised Statutes 2016 as the positive and statutory law of the state of Colorado.

Ordered revised and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR

On motion of Senator Hill, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB17-1073.

Committee of the Whole On motion of Senator Hill, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Hill was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-006 by Senator(s) Cooke, Holbert, Sonnenberg; also Representative(s) Nordberg--Concerning allowing certain military personnel who are less than twenty-one years of age to obtain a permit to carry a concealed handgun.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB17-143 by Senator(s) Williams A., Court, Fenberg, Hill, Kagan, Kerr, Tate, Todd; also Representative(s) Nordberg and Garnett--Concerning the retail sale of alcohol beverages.

Laid over until Tuesday, February 21, retaining its place on the calendar.

SB17-051 by Senator(s) Fields and Gardner; also Representative(s) Foote--Concerning the rights of crime victims.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 2, page(s) 123-124 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Hill, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-006, SB17-051 as amended.
Laid over until Tuesday, February 21: SB17-143.

**CONSIDERATION OF HOUSE AMENDMENTS TO
SENATE RESOLUTIONS**

SJR17-009 by Senator(s) Gardner and Kefalas; also Representative(s) Arndt and Rankin--Concerning awareness day for individuals with intellectual and developmental disabilities.

Senator Kefalas moved that the Senate concur in House amendments to **SJR17-009**, as printed in House Journal, February 15, 2017, page(s) 243-244.

A majority of all members elected to the Senate having voted in the affirmative, the motion was adopted on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The question being "Shall the resolution, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the resolution, as amended, was **repassed**.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SR17-003; HJR17-1003.

On motion of Majority Leader Holbert, the Senate adjourned until 9:00 a.m., Friday, February 17, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventy-First General Assembly
STATE OF COLORADO
First Regular Session

38th Legislative Day Friday, February 17, 2017

Prayer	By the chaplain, Rabbi Yisrael Engel, Chabad in Colorado, Denver.	
Call to Order	By the President at 9:00 a.m.	
Roll Call	Present--33 Absent--1, Kerr. Excused--1, Priola. Present later--2, Kerr, Priola.	
Quorum	The President announced a quorum present.	
Musical Presentation	By the Desert Winds Woodwind Quintet from Adams State University, performing "The Star-Spangled Banner".	
	On motion of Majority Leader Holbert, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 1 (b) was suspended to allow a person other than a Senator to lead the Pledge of Allegiance.	
Pledge	By Francesco Contreras.	
	The Senate proceeded out of order for a moment of personal privilege.	
Reading of the Journal	On motion of Senator Court, reading of the Journal of Thursday, February 16, 2017, was dispensed with and the Journal was approved as corrected by the Secretary.	
	On motion of Majority Leader Holbert, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.	
COMMITTEE OF REFERENCE REPORTS		
Finance	After consideration on the merits, the Committee recommends that SB17-153 be referred to the Committee of the Whole with favorable recommendation.	
Finance	After consideration on the merits, the Committee recommends that SB17-148 be referred to the Committee on Appropriations with favorable recommendation.	
Finance	After consideration on the merits, the Committee recommends that SB17-125 be referred to the Committee of the Whole with favorable recommendation.	
Finance	After consideration on the merits, the Committee recommends that SB17-027 be referred to the Committee on Appropriations with favorable recommendation.	

Health & Human Services	After consideration on the merits, the Committee recommends that SB17-121 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	1 2 3 4
	Amend printed bill, strike everything below the enacting clause and substitute:	5 6 7
	"SECTION 1. In Colorado Revised Statutes, add 25.5-4-212 as follows:	8 9
	25.5-4-212. Medicaid client correspondence improvement process - legislative declaration - definition. (1) (a) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT:	10 11 12
	(I) ACCURATE, UNDERSTANDABLE, TIMELY, INFORMATIVE, AND CLEAR CORRESPONDENCE FROM THE STATE DEPARTMENT IS CRITICAL TO THE LIFE AND HEALTH OF MEDICAID RECIPIENTS, AND, IN SOME CASES, IS A MATTER OF LIFE AND DEATH FOR OUR MOST VULNERABLE POPULATIONS;	13 14 15 16
	(II) UNCLEAR, CONFUSING, AND LATE CORRESPONDENCE FROM THE STATE DEPARTMENT CAUSES AN INCREASED WORKLOAD FOR THE STATE, COUNTIES ADMINISTERING THE MEDICAID PROGRAM, AND NONPROFIT ADVOCACY GROUPS ASSISTING CLIENTS; AND	17 18 19 20
	(III) GOVERNMENT SHOULD BE A GOOD STEWARD OF TAXPAYERS' MONEY, ENSURING THAT IT IS SPENT IN THE MOST COST-EFFECTIVE MANNER.	21 22 23
	(b) THEREFORE, THE GENERAL ASSEMBLY FINDS THAT IMPROVING MEDICAID CLIENT CORRESPONDENCE IS CRITICAL TO THE HEALTH AND SAFETY OF MEDICAID CLIENTS AND WILL REDUCE UNNECESSARY CONFUSION THAT REQUIRES CLIENTS TO CALL COUNTIES AND THE STATE DEPARTMENT OR FILE APPEALS.	24 25 26 27 28
	(2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "CLIENT CORRESPONDENCE" MEANS ANY COMMUNICATION, THE PURPOSE OF WHICH IS TO PROVIDE NOTICE OF AN APPROVAL, DENIAL, TERMINATION, OR CHANGE TO AN INDIVIDUAL'S MEDICAID ELIGIBILITY; TO PROVIDE NOTICE OF THE APPROVAL, DENIAL, REDUCTION, SUSPENSION, OR TERMINATION OF A MEDICAID BENEFIT; OR TO REQUEST ADDITIONAL INFORMATION THAT IS RELEVANT TO AN INDIVIDUAL'S MEDICAID ELIGIBILITY OR BENEFITS.	29 30 31 32 33 34 35 36
	(3) THE STATE DEPARTMENT SHALL IMPROVE MEDICAID CLIENT CORRESPONDENCE BY ENSURING THAT CLIENT CORRESPONDENCE REVISED OR CREATED AFTER JANUARY 1, 2018:	37 38 39
	(a) IS WRITTEN USING PERSON-FIRST, PLAIN LANGUAGE;	40
	(b) IS WRITTEN IN A FORMAT THAT INCLUDES THE DATE OF THE CORRESPONDENCE AND A CLIENT GREETING;	41 42
	(c) IS CONSISTENT, USING THE SAME TERMS THROUGHOUT TO THE EXTENT PRACTICABLE INCLUDING COMMONLY USED PROGRAM NAMES;	43 44
	(d) IS ACCURATELY TRANSLATED INTO THE SECOND MOST COMMONLY SPOKEN LANGUAGE IN THE STATE IF A CLIENT INDICATES THAT THIS IS THE CLIENT'S WRITTEN LANGUAGE OF PREFERENCE OR AS REQUIRED BY LAW;	45 46 47 48
	(e) INCLUDES A STATEMENT TRANSLATED INTO THE TOP FIFTEEN LANGUAGES MOST COMMONLY SPOKEN BY INDIVIDUALS IN COLORADO WITH LIMITED ENGLISH PROFICIENCY INFORMING AN APPLICANT OR CLIENT HOW TO SEEK FURTHER ASSISTANCE IN UNDERSTANDING THE CONTENT OF THE CORRESPONDENCE;	49 50 51 52 53
	(f) CLEARLY CONVEYS THE PURPOSE OF THE CLIENT CORRESPONDENCE, THE ACTION OR ACTIONS BEING TAKEN BY THE STATE DEPARTMENT OR ITS DESIGNATED ENTITY, IF ANY, AND THE SPECIFIC ACTION OR ACTIONS THAT THE CLIENT MUST OR MAY TAKE IN RESPONSE TO THE CORRESPONDENCE;	54 55 56 57 58
	(g) INCLUDES A SPECIFIC DESCRIPTION OF ANY NECESSARY INFORMATION OR DOCUMENTS REQUESTED FROM THE APPLICANT OR CLIENT;	59 60 61
	(h) INCLUDES CONTACT INFORMATION FOR CLIENT QUESTIONS;	62
	AND	63
	(i) INCLUDES A SPECIFIC AND PLAIN LANGUAGE EXPLANATION OF THE BASIS FOR THE DENIAL, REDUCTION, SUSPENSION, OR TERMINATION OF THE BENEFIT IF APPLICABLE.	64 65 66
	(4) SUBJECT TO THE AVAILABILITY OF SUFFICIENT APPROPRIATIONS AND RECEIPT OF FEDERAL FINANCIAL PARTICIPATION, THE STATE DEPARTMENT SHALL MAKE ELECTRONICALLY AVAILABLE TO A CLIENT SPECIFIC AND DETAILED INFORMATION CONCERNING THE CLIENT'S HOUSEHOLD COMPOSITION, ASSETS, INCOME SOURCES, AND INCOME AMOUNTS, IF RELEVANT TO A DETERMINATION FOR WHICH CLIENT	67 68 69 70 71 72

CORRESPONDENCE WAS ISSUED. IF IMPLEMENTED, THE STATE DEPARTMENT SHALL NOTIFY CLIENTS IN THE WRITTEN CORRESPONDENCE OF THE OPTION TO ACCESS THIS INFORMATION.

(5) THE STATE DEPARTMENT IS ENCOURAGED TO PROMOTE THE RECEIPT OF CLIENT CORRESPONDENCE ELECTRONICALLY OR THROUGH MOBILE APPLICATIONS FOR CLIENTS WHO CHOOSE THOSE METHODS OF DELIVERY AS ALLOWED BY LAW.

(6) AS PART OF ITS ONGOING PROCESS TO CREATE AND IMPROVE CLIENT CORRESPONDENCE, TO THE EXTENT PRACTICABLE AND PRIOR TO IMPLEMENTING SIGNIFICANT CHANGES TO CLIENT CORRESPONDENCE, THE STATE DEPARTMENT SHALL ENGAGE WITH EXPERTS IN WRITTEN COMMUNICATION AND PLAIN LANGUAGE TO TEST CLIENT CORRESPONDENCE AGAINST THE CRITERIA SET FORTH IN SUBSECTION (3) OF THIS SECTION WITH A GEOGRAPHICALLY DIVERSE AND REPRESENTATIVE SAMPLE OF MEDICAID CLIENTS RELEVANT TO THE CLIENT CORRESPONDENCE BEING REVISED. THE STATE DEPARTMENT SHALL ALSO DEVELOP A PROCESS TO REVIEW AND CONSIDER FEEDBACK FROM STAKEHOLDERS INCLUDING CLIENT ADVOCATES AND COUNTIES PRIOR TO IMPLEMENTING CHANGES TO CORRESPONDENCE.

(7) THE STATE DEPARTMENT SHALL ENSURE THAT CLIENT CORRESPONDENCE THAT MAY ONLY AFFECT A SMALL NUMBER OF CLIENTS, BUT MAY, NONETHELESS, HAVE A SIGNIFICANT IMPACT ON THE LIVES OF THOSE CLIENTS, IS APPROPRIATELY PRIORITIZED FOR REVISION.

(8) AS PART OF ITS ANNUAL PRESENTATION MADE TO ITS LEGISLATIVE COMMITTEE OF REFERENCE PURSUANT TO SECTION 2-7-203, THE STATE DEPARTMENT SHALL PRESENT INFORMATION CONCERNING:

(a) ITS PROCESS FOR ONGOING IMPROVEMENT OF CLIENT CORRESPONDENCE;

(b) CLIENT CORRESPONDENCE REVISED PURSUANT TO CRITERIA SET FORTH IN SUBSECTION (3) OF THIS SECTION DURING THE PRIOR YEAR AND CLIENT CORRESPONDENCE IMPROVEMENTS THAT ARE PLANNED FOR THE UPCOMING YEAR; AND

(c) A DESCRIPTION OF THE RESULTS OF TESTING OF NEW OR SIGNIFICANTLY REVISED CLIENT CORRESPONDENCE PURSUANT TO SUBSECTION (6) OF THIS SECTION, INCLUDING A DESCRIPTION OF THE STAKEHOLDER FEEDBACK.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Health &
Human
Services

After consideration on the merits, the Committee recommends that **HB17-1046** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 11, line 22, strike "alcoholics and drug addicts." and substitute "~~alcoholics and~~ PERSONS INCAPACITATED BY ALCOHOLISM OR BY drug addicts ADDICTION."

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB17-146** be **referred** to the Committee of the Whole with favorable recommendation.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB17-142** be **referred** to the Committee of the Whole with favorable recommendation.

Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB17-105 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40
	Amend printed bill, page 3, line 2, after "2018," insert "ON A SCHEDULE DETERMINED BY THE COMMISSION,".	41 42 43 44 45 46 47 48 49 50 51
	Page 3, strike lines 3 and 4 and substitute "ELECTRIC UTILITY SHALL FILE FOR THE COMMISSION'S REVIEW A".	52 53 54 55 56
	Page 3, strike lines 9 through 17 and substitute:	57 58 59 60 61 62 63 64 65 66 67 68 69
	"(I) A LINE-ITEM REPRESENTATION OF ALL MONTHLY CHARGES AND CREDITS APPLIED TO THE CUSTOMER AND AN INDICATION OF WHETHER THE CHARGES HAVE INCREASED FROM THE PRIOR MONTH AS A RESULT OF INCREASED FUEL COSTS;"	
	Page 3, strike lines 26 and 27 and substitute:	
	"(B) AFTER AGGREGATING THE DATA OF THE BILLING PERIOD, A CALCULATION OF THE DEMAND DURING THE BILLING PERIOD; AND".	
	Page 4, strike lines 1 and 2.	
	Page 4, strike line 6 and substitute:	
	"(b) EACH INVESTOR-OWNED UTILITY SHALL PROVIDE ITS CUSTOMERS, ON A BIENNIAL BASIS, WITH AN INSERT THAT INDICATES, AS A PERCENTAGE, EACH FUEL SOURCE USED IN POWER GENERATION AND PURCHASED FOR THAT UTILITY, INCLUDING RENEWABLE ENERGY SOURCES, NATURAL GAS, AND COAL.	
	(c) (I) THE COMMISSION SHALL REVIEW A FILING SUBMITTED".	
	Page 4, strike lines 17 and 18 and substitute "REQUIREMENTS OF SUBSECTION (2)(a) OF THIS SECTION WITHIN SIXTY DAYS AFTER THE DATE OF THE COMMISSION'S NOTICE OF DEFICIENCY; EXCEPT THAT THE COMMISSION MAY, UPON REQUEST, EXTEND THE DEADLINE."	
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB17-035 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69
	Amend printed bill, page 3, lines 2 and 3, strike "OR PLACES ANOTHER IN DANGER OF DEATH OR SERIOUS BODILY INJURY".	
	Page 3, strike line 9.	
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB17-073 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB17-135 be referred to the Committee of the Whole with favorable recommendation.	41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69
SENATE SERVICES REPORT		63 64 65 66 67 68 69
Correctly Engrossed: SB17-006 and 051.		
Correctly Revised: HB17-1073.		
Correctly Enrolled: SB17-159, 160, 161, 162, 163, 164, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, and 176; SJM17-001; SR17-003.		

MESSAGE FROM THE HOUSE

February 16, 2017

Mr. President:

The House has passed on Third Reading and returns herewith SB17-159, 160, 161, 162, 163, 164, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176.

CHANGE IN SPONSORSHIP

Upon announcement of President Grantham, Representative Lawrence was added as a House joint prime sponsor on SB17-051 with Senators Fields and Gardner, and Representative Foote.

THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB17-1073 by Representative(s) Foote, Willett; also Senator(s) Scott--Concerning the enactment of Colorado Revised Statutes 2016 as the positive and statutory law of the state of Colorado.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB17-120 by Senator(s) Gardner; also Representative(s) Liston--Concerning the requirement of United States citizenship to be a peace officer in Colorado.

A majority of those elected to the Senate having voted in the affirmative, Senator Merrifield was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.005), by Senator Merrifield.

Amend engrossed bill, page 2, line 9, strike "STATES." and substitute "STATES; EXCEPT THAT HONORABLY DISCHARGED VETERANS OF THE UNITED STATES MILITARY ARE EXEMPT FROM THIS SECTION."

Page 2, line 13, strike "STATES." and substitute "STATES; EXCEPT THAT HONORABLY DISCHARGED VETERANS OF THE UNITED STATES MILITARY ARE EXEMPT FROM THIS SECTION."

The amendment was **passed** on the following roll call vote:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	N	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	N	Garcia	N	Kerr	N	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	N	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	N	Holbert	Y	Martinez Humenik	Y	Todd	N
Crowder	Y	Jahn	N	Merrifield	N	Williams A.	N
Donovan	N	Jones	N	Moreno	N	Zenzinger	N
Fenberg	N	Kagan	N	Neville T.	Y	President	Y
Fields	N	Kefalas	N	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **passed/lost**.

Co-sponsor(s) added: Baumgardner, Cooke, Crowder, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Neville T., Scott, Smallwood, and Sonnenberg.

SB17-006 by Senator(s) Cooke, Holbert, Sonnenberg; also Representative(s) Nordberg--Concerning allowing certain military personnel who are less than twenty-one years of age to obtain a permit to carry a concealed handgun.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	20	NO	15	EXCUSED	0	ABSENT	0
Aguilar	N	Garcia	Y	Kerr	N	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	N	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	N	Holbert	Y	Martinez Humenik	Y	Todd	N
Crowder	Y	Jahn	Y	Merrifield	N	Williams A.	N
Donovan	N	Jones	N	Moreno	N	Zenzinger	N
Fenberg	N	Kagan	N	Neville T.	Y	President	Y
Fields	N	Kefalas	N	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Crowder, Gardner, Grantham, Hill, Lambert, Lundberg, Marble, Neville T., Scott, and Smallwood.

SB17-051 by Senator(s) Fields and Gardner; also Representative(s) Foote and Lawrence--Concerning the rights of crime victims.

A majority of those elected to the Senate having voted in the affirmative, Senator Gardner was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.004), by Senator Gardner.

Amend engrossed bill, page 4, line 9, strike "(1)(j.5)(VI),".

The amendment was **passed** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **passed**.

Co-sponsor(s) added: Aguilar, Baumgardner, Cooke, Court, Fenberg, Grantham, Jones, Kefalas, Kerr, Marble, Martinez Humenik, Merrifield, Neville T., Smallwood, Sonnenberg, Todd, Williams A., and Zenzinger.

Committee of the Whole On motion of Senator Sonnenberg, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Sonnenberg was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-134 by Senator(s) Tate; also Representative(s) Herod and Nordberg--Concerning the exclusion of certain areas of an alcohol beverage licensee's operation in the application of penalties for certain violations.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, February 15, page 218 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB17-1047 by Representative(s) Thurlow, Arndt; also Senator(s) Tate, Kerr, Moreno--Concerning the scheduled repeal of reports by the department of local affairs to the general assembly.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, February 15, page(s) 219-220 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB17-129

by Senator(s) Sonnenberg; also Representative(s) Arndt and Becker J.--Concerning the electronic preservation of a plat recorded by a county clerk and recorder.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, February 15, page 220 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB17-140

by Senator(s) Sonnenberg; also Representative(s) Arndt and Becker J.--Concerning the Torrens title registration system.

Ordered engrossed and placed on the calendar for third reading and final passage.

HB17-1018

by Representative(s) Mitsch Bush and Liston; also Senator(s) Gardner--Concerning extension of the authorization for a regional transportation authority to seek voter approval for a uniform mill levy on all taxable property within its territory.

Ordered revised and placed on the calendar for third reading and final passage.

HB17-1024

by Representative(s) Thurlow, Arndt; also Senator(s) Moreno, Holbert, Kerr, Tate--Concerning the nonsubstantive relocation of laws pertaining to the commission on family medicine.

Ordered revised and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Sonnenberg, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-134 as amended, SB17-129 as amended, SB17-140, HB17-1047 as amended, HB17-1018, HB17-1024.

Committee of the Whole

On motion of Senator Sonnenberg, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Sonnenberg was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB17-106

by Senator(s) Aguilar and Coram, Kefalas; also Representative(s) Singer--Concerning the continuation of the regulation of naturopathic doctors by the director of the division of professions and occupations in the department of regulatory agencies, and, in connection therewith, implementing the department's sunset review recommendations.

Laid over until Tuesday, February 21, retaining its place on the calendar.

- SB17-130

by Senator(s) Priola; --Concerning alignment of the number of hours of practical experience required to register as a sprinkler fitter with the number of hours of practical experience required to become licensed as a journeyman plumber.

Laid over until Tuesday, February 21, retaining its place on the calendar.
- SB17-154

by Senator(s) Gardner; also Representative(s) Wist--Concerning the "Uniform Unsworn Declarations Act".

Amendment No. 1(L.002), by Senator Gardner.

Amend printed bill, page 2, after line 15 insert:

"SECTION 3. In Colorado Revised Statutes, 12-55-304, **amend** (a) as follows:

12-55-304. **Validity of unsworn declaration.** (a) THIS PART 3 APPLIES ONLY TO THE USE OF AN UNSWORN DECLARATION IN A STATE COURT. Except as otherwise provided in subsection (b) of this section, if a law of this state requires or permits use of a sworn declaration, an unsworn declaration meeting the requirements of this part 3 has the same effect as a sworn declaration."

Renumber succeeding sections accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- HB17-1017

by Representative(s) Kennedy; also Senator(s) Baumgardner and Jahn--Concerning county surveyors.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, February 15, page 220 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.
- HB17-1020

by Representative(s) Singer, Lee; also Senator(s) Martinez Humenik--Concerning ongoing staffing for the task force concerning treatment of persons with mental illness in the criminal and juvenile justice systems.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 15, page 223 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.
- HB17-1010

by Representative(s) Ginal; also Senator(s) Crowder--Concerning the authority of the Colorado dental board to promulgate rules based on clarifications to existing laws that relate to collaborative dental agreements.

Ordered revised and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Sonnenberg, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Garcia	Y	Kerr	Y	Scott	Y
Baumgardner	Y	Gardner	Y	Lambert	Y	Smallwood	Y
Cooke	Y	Guzman	Y	Lundberg	Y	Sonnenberg	Y
Coram	Y	Hill	Y	Marble	Y	Tate	Y
Court	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Williams A.	Y
Donovan	Y	Jones	Y	Moreno	Y	Zenzinger	Y
Fenberg	Y	Kagan	Y	Neville T.	Y	President	Y
Fields	Y	Kefalas	Y	Priola	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB17-154 as amended, HB17-1017 as amended, HB17-1020 as amended, HB17-1010.

Laid over until Tuesday, February 21: SB17-106, SB17-130.

COMMITTEE OF REFERENCE REPORTS (cont'd)

- Education
- After consideration on the merits, the Committee recommends that SB17-137 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
- Education
- After consideration on the merits, the Committee recommends that SB17-144 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
- Education
- After consideration on the merits, the Committee recommends that SB17-068 be referred to the Committee of the Whole with favorable recommendation.
- Education
- After consideration on the merits, the Committee recommends that SB17-101 be postponed indefinitely.
- Education
- After consideration on the merits, the Committee recommends that SB17-067 be postponed indefinitely.
- Education
- After consideration on the merits, the Committee recommends that SB17-103 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.
- Amend printed bill, page 3, strike line 4 and substitute "(3)(b) as follows:".
- Page 3, strike lines 22 through 27.
- Page 4, strike lines 1 through 23.
- Page 5, line 12, strike "THE" and substitute "IF A SCHOOL DISTRICT INCLUDES A DISTRICT PUBLIC SCHOOL THAT IS OPERATING UNDER A PRIORITY IMPROVEMENT OR TURNAROUND PLAN AND ENROLLS STUDENTS IN KINDERGARTEN OR ANY OF GRADES ONE THROUGH THREE, THE".
- Page 5, line 13, strike "A SCHOOL DISTRICT MUST, AT A MINIMUM, INCLUDE" and substitute "THE SCHOOL DISTRICT SHALL INCLUDE, BUT SHALL NOT BE LIMITED TO,".
- Page 5, strike lines 16 through 19 and substitute:
"(4) AN EARLY CHILDHOOD LEARNING NEEDS ASSESSMENT MUST DETERMINE THE".
- Page 6, line 11, strike "OPPORTUNITIES" and substitute "OPPORTUNITIES, INCLUDING OPPORTUNITIES FOR EDUCATOR COLLABORATION,".
- Page 7, line 10, strike "THE" and substitute "IF A SCHOOL DISTRICT INCLUDES A DISTRICT PUBLIC SCHOOL THAT IS OPERATING UNDER A PRIORITY IMPROVEMENT OR TURNAROUND PLAN AND ENROLLS STUDENTS IN KINDERGARTEN OR ANY OF GRADES ONE THROUGH THREE, THE".
- Page 7, line 11, strike "A SCHOOL DISTRICT MUST, AT A MINIMUM, INCLUDE" and substitute "THE SCHOOL DISTRICT SHALL INCLUDE, BUT SHALL NOT BE LIMITED TO,".
- Page 8, line 1, strike "MUST, AT A MINIMUM, INCLUDE" and substitute "SHALL INCLUDE, BUT SHALL NOT BE LIMITED TO,".

Page 8, strike lines 3 through 7 and substitute:
"(4.5) ANEARLY CHILDHOOD LEARNING NEEDS ASSESSMENT MUST
DETERMINE THE EXTENT TO WHICH:".

Page 9, line 5, strike "OPPORTUNITIES" and substitute "OPPORTUNITIES,
INCLUDING OPPORTUNITIES FOR EDUCATOR COLLABORATION,".

Page 10, line 3, strike "MUST, AT A MINIMUM, INCLUDE" and substitute
"SHALL INCLUDE, BUT SHALL NOT BE LIMITED TO,".

Page 11, line 3, after the period add "A PUBLIC SCHOOL MAY IMPLEMENT
STRATEGIES FOCUSED ON EARLY LEARNING AND DEVELOPMENT AS
DESCRIBED IN THIS SUBSECTION (3)(d)(VI.5) ONLY IN COMBINATION WITH
AT LEAST ONE OTHER RESEARCH-BASED STRATEGY SPECIFIED IN THIS
SUBSECTION (3)(d).".

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB17-196 by Senator(s) Lundberg, Lambert, Moreno; also Representative(s) Young, Hamner,
Rankin--Concerning the improvement of the department of law's information technology
security.
Appropriations

SB17-197 by Senator(s) Lundberg, Lambert, Moreno; also Representative(s) Young, Hamner,
Rankin--Concerning the provision of legal services for the department of education in the
2016-17 state fiscal year.
Appropriations

Upon request of Majority Leader Holbert, **HB17-1018** was removed from the Third
Reading of Bills--Final Passage--Consent Calendar of Tuesday, February 21, 2017 and
was placed at the end of the Third Reading of Bills Final Passage Calendar of Tuesday,
February 21, 2017.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

February 17, 2017

Mr. President:

The House failed to pass SB17-165 on Third Reading. The bill is returned herewith.

INTRODUCTION OF BILLS -- FIRST READING (cont'd)

The following bills were read by title and referred to the committees indicated:

SB17-157 by Senator(s) Williams A.; also Representative(s) Melton--Concerning prerequisites for the
authority of a unit owners' association to pursue litigation involving alleged construction
defects, and, in connection therewith, imposing notification, disclosure, and voting
requirements prior to commencement of an action.
Business, Labor, & Technology

SB17-198 by Senator(s) Priola; also Representative(s) Garnett--Concerning public participation in the
review by the commissioner of insurance of the acquisition of control of an insurer that
offers health plans.
Business, Labor, & Technology

MESSAGE FROM THE GOVERNOR

Appointment

A letter of designation and appointment from Governor John W. Hickenlooper was read and assigned to committee as follows:

July 1, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
STATE BOARD OF PAROLE

for terms expiring July 1, 2020:

Joe Martin Morales of Parker, Colorado, to serve as a representative of law enforcement, and as Chair, reappointed;

Rebecca Lynn Oakes of Denver, Colorado, to serve as a citizen member, reappointed;

Alexandra Jennifer Walker of Sedalia, Colorado, to serve as a citizen member, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/13/2016
Effie Ameen, Secretary of the Senate

Committee on Judiciary

On motion of Majority Leader Holbert, the Senate adjourned until 10:00 a.m., Tuesday, February 21, 2017.

Approved:

Kevin J. Grantham
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate